DOB: 01/07/1998 State of Delaware v. KADIR MCCOY

State's Atty: PERIANN DOKO , Esq. AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Judge Event Date Docket Add Date Event

SUBPOENA(S) SERVED BY SHERIFF ON RUSSELL PAULOS.

NON EST INVENTUS

09/03/2015 09/08/2015 16 SUBPOENA(S) SERVED BY SHERIFF ON FAYE REDDEN. PERSONALLY

09/08/2015 09/08/2015 17

MEMORANDUM FILED, REVISED CONSOLIDATION NOTICE FAXED TO NCCDC.

09/11/2015 09/15/2015 18 SUBPOENA(S) SERVED BY SHERIFF ON MICHAEL FLOWERS.

PERSONALLY 09/11/2015 09/15/2015 19 SUBPOENA(S) SERVED BY SHERIFF ON KIPPIE MALLOY. PERSONALLY

09/15/2015 09/14/2015 20 SUBPOENA(S) SERVED BY SHERIFF ON EVALISS TAYLOR.

NON EST INVENTUS

09/22/2015 VAVALA MARK S 09/22/2015 ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY ANDREW WITHERELL, ESQ.

09/22/2015 09/22/2015 VAVALA MARK S BAIL MODIFIED. BAIL NOW SET AT 0.00 HELD WITHOUT BAIL

(NONE)

09/22/2015 09/22/2015 VAVALA MARK S 21 COMMITMENT TO DEPARTMENT OF CORRECTION. HELD WITHOUT BAIL.

09/25/2015 10/06/2015 22 SUBPOENA(S) SERVED BY SHERIFF ON JEWEL GLOVER. RESCINDED

09/25/2015 10/06/2015 23 SUBPOENA(S) SERVED BY SHERIFF ON ARISTIDES RIOS SANTIAGO.

RESCINDED 09/25/2015 10/06/2015 24 SUBPOENA(S) SERVED BY SHERIFF ON MARLENE RIOS. RESCINDED

10/21/2015 10/21/2015 25 EMAIL FILED FROM T. WALLS-PULLING TO COUNSEL RE: OFFICE CONFERNCE SCHEDULED FOR 11/16/2015 AT 1PM. PLEASE MARK YOUR CALENDARS.

11/05/2015 11/09/2015 26 STATE'S MOTION TO TRANSFER DETENTION OF DEFENDANT CHARGED OF SUPERIOR COURT OFFENSES FILED. BY PERIANN DOKO, DAG.

DOB: 01/07/1998 State of Delaware v. KADIR MCCOY

State's Atty: PERIANN DOKO , Esq. AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Judge Event Date Docket Add Date Event

REFERRED TO JUDGE CARPENTER ON 11/10/15

11/06/2015 11/17/2015 27

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ.

LETTER DATED: 11/5/2015.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16, THE FOLLOWING INFORMATION CONCERNING THE ABOVE CAPTIONED CASE IS BEING SUPPLIED. ENCLOSED PLEASE FIND 1 DISC LABELED "REDACTED POLICE REPORTS" CONTAINING THE FOLLOWING:

- WPD COMPLAINT NO. 30-13-008568...
- COMPLAINT NO. 30-14-035123...
- COMPLAINT NO. 30-14-035149...
- COMPLAINT NO. 30-14-059484...
- \*\*\* SEE FULL LETTER IN FILE \*\*\*
- 11/17/2015 28 11/09/2015

REINDICTMENT - TRUE BILL FILED.NO 75

ARRAIGNMENT 12/01/2015 AT 9:30

31 11/12/2015 11/25/2015

> LETTER FROM: IPEK MEDFORD, DAG, TO: ANDREW WITHERELL, ESQ, DATED 11/10/15.

RE: IN REGARDS TO THE ABOVE-CAPTIONED MATTERS, ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. ONE (1) CERTIFIED COPY OF THE JUDGMENT IN A CRIMINAL CASE FOR FEDERAL CASE NUMBER 13-CR-00114-SLR, DEFENDANT BRYANT HAWKES (6 PAGES); 2. ONE(1) DVD CONTAINING THE MVR OF RONALD MADDRAY'S 04/28/2015 ARREST
- BY ELSMERE POLICE DEPARTMENT; AND.....
- \*\*\* SEE FULL LETTER IN FILE \*\*\*

32 11/12/2015 11/25/2015

LETTER FROM: IPEK MEDFORD, DAG, TO: THE HONORABLE WILLIAM CARPENTER, DATED 11/12/15.

RE: IN ANTICIPATION OF THE NOVEMBER 16, 2015 OFFICE CONFERENCE, THE STATE IS PROPOSING THE FOLLOWING TRIAL GROUPINGS:.....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

11/17/2015 CARPENTER WILLIAM C JR. 11/16/2015 29

CONFERENCE HELD BEFORE JUDGE CARPENTER.

CASES ARE TO BE GROUPED AS FOLLOWS: GROUP 1: J. BRISCOE 1502007987, D. WISHER 1508021812, & K. MCCOY 1501018069. GROUP 2: R. BRISCOE 1505024834, J. WHITE 1508015000, & T. RIGHTER 1508021828. GROUP 3: A. FITZGERALD 1503016511, A. GARDNER 1504005092, & R. GRAYSON 1504005579. GROUP 4: R. MADDREY 1504004537, D. ROBINSON 1507017043, & J. ROBINSON 1411005041. GROUP 5: R. SCOTT 1508021944 & B. HAWKES 1508021938. JUDGE CARPENTER IS TO SET DEADLINES FOR MOTION TO SEVER FOR EACH GROUP AND ANY MOTIONS TO OBJECT TO THE GROUPING. ONCE GROUPS ARE FINALIZED,

State of Delaware v. KADIR MCCOY

DOB: 01/07/1998

State's Atty: PERIANN DOKO , Esq.

AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Event Date Docket Add Date

Judge

Event 

TRIAL DATES AND OTHER DEADLINES ARE TO BE ESTABLISHED.

11/16/2015 12/02/2015 35

LETTER FROM: IPEK MEDFORD, DAG, TO: ANDREW WITHERELL, ESQ, DATED 11/13/15.

RE: ENCLOSED PLEASE FIND ONE(1) DISC LABELED "PRISON MAIL 11/12/15" WHICH MAY HAVE BEEN INADVERTENTLY OMITTED FROM THE STATE'S DISCOVERY PACKET PROVIDED TO YOU ON NOVEMBER 5, 2015, AND WHICH WAS IDENTIFIED THEREIN AS "DISC NUMBER 15". THIS DISC IS LABELED "PRISON MAIL" AND CONTAINS REDACTED PRISON MAIL OF THE FOLLOWING DEFENDANTS:....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

30 11/17/2015

11/18/2015

CARPENTER WILLIAM C JR.

ORDER: MOTION TO TRANSFER DETENTION: GRANTED IT IS ORDERED THAT THIS 17TH DAY OF NOVEMBER, 2015, THAT THE STATE'S MOTION TO TRANSFER THE DETENTION OF KADIR MCCOY FROM NEW CASTLE COUNTY DETENTION CENTER TO THE DEPARTMENT OF CORRECTON IS GRANTED.

11/25/2015 33

11/30/2015

CARPENTER WILLIAM C JR.

LETTER FROM JUDGE CARPENTER TO ALL COUNSEL OF RECORD RE: AT OUR CONFERENCE ON 11/16/2015, THE STATE DISCLOSED THE DEFENDANT GROUPINGS IT WOULD LIKE TEH COURT TO CONSIDER IN TRYING THE ABOVE-CAPITIONED MATTERS. THE COURT INDICATED IT WOULD SCHEDULE A DEADLINE FOR OBJECTIONS TO THE INCLUSION OF A PARTICULAR DEFENDANT IN A GROUPING AND THAT THE DEADLINE WOULD BE 12/18/2015. IF YOU HAVE NOT FILED AN OBJECTION BY THAT DATE, THE COURT WILL ASSUME YOU ARE SATISFIED WITH THE STATES PROPOSED GROUPING OF YOUR DEFENDANT. OBVIOUSLY IF YOU OBJECT, PLEASE ARTICULATE THE REASON WHY AND BE PRECISE AS POSSIBLE, RECOGNIZING THAT DISCOVERY HAS ONLY RECENTLY BEEN PROVIDED. ONCE THE GROUPINGS ARE ESTABLISHED, THE COURT WILL BEGIN THE PROCESS OF ASSIGNING TRIAL DATES.

12/01/2015 12/01/2015

VAVALA MARK S

ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY ANDREW WITHERELL, ESQ.

12/01/2015

12/01/2015

VAVALA MARK S

BAIL MODIFIED. BAIL NOW SET AT

SECURED BAIL-HELD

50,000.00

HELD WITHOUT BAIL

0.00

(NONE)

12/01/2015

12/01/2015

VAVALA MARK S

COMMITMENT TO DEPARTMENT OF CORRECTION. BAIL IS SET AT \$50,000 SECURED DEFT IS ALSO HELD WITHOUT BAIL ON OTHER CHARGE(S).

36

34

12/16/2015 12/29/2015

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ.

DOB: 01/07/1998

#### SUPERIOR COURT CRIMINAL DOCKET (as of 02/01/2017)

\_\_\_\_\_\_

State of Delaware v. KADIR MCCOY

State's Atty: PERIANN DOKO , Esq.

AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Event Date Docket Add Date

Judge

Event

LETTER DATED: 12/16/2015.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16 (A)(1)(E), ENCLOSED PLEASE FIND ONE COPY OF EACH OF THE BELOW LISTED SUPPLEMENTAL ITEMS PREPARED IN CONNECTION WITH THE ABOVE REFERENCED CASE BY RJ LEE GROUP: 1. ONE REDACTED COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-7520...

2. ONE COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-38102...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

12/29/2015 37

12/31/2015

CARPENTER WILLIAM C JR.

LETTER TO COUNSEL FROM JUDGE CARPENTER ON 11/24/2015, THE COURT SET A DEADLINE OF 12/18 FOR COUNSEL TO RESPOND AS TO WHETHER THERE WERE ANY OBJECTIONS TO THE GROUPINGS THAT THE STATE HAD PROPOSED IN ITS LETTER OF 11/12/2015. IN RESPONSE TO THE LETTER, THE COURT RECEVIED LETTERS FROM BRIAN JORDAN, ESQ ON BEHALF OF BRYANT HAWKES AND DANA REYNOLDS, ESQUIRE ON BEHALF OF RANDY SCOTT INDICATING THEIR OBJECTIONS TO THE GROUPINGS THAT HAVE BEEN MADE. WHILE NEITHER FILED FORMAL MOTIONS TO SEVER, THEIR LETTERS WOULD APPEAR TO INDICATE THEY WILL BE ASKING FOR SEVERANCE OF THEIR CLIENTS CASES FROM THE LARGER INDICTMENT. THE COURT HAS RECEIVED MOTIONS TO SEVER FROM ROBERT VRANA, ESQ ON BEHALF OF RONALD MADDREY, PETER VEITH, ESQUIRE ON BEHALF OF AQUANTAY GARDENER AND GERALD HAGER, ESQ ON BEHALF OF JAYMERE WHITE, ALL REQUESTING SEVERANCE OF THEIR CLIENTS CASES FROM THE GROUPING AND TO ALLOW THEIR CASES TO BE TRIED SEPARATELY.

SINCE THE COURT'S PREVIOUS LETTER ONLY REQUESTED AN INDICATION WHETHER COUNSEL OBJECTED TO THE PARTICULAR GROUPINGS, IT DID NOT SET A DEADLINE FOR AN ACTUAL SEVERANCE MOTION. IN ORDER FOR US TO HANDLE ALL OF THE POTENTIAL SEVERANCE ISSUES AT ONCE, THE COURT IS SETTING A DEADLINE OF 1/15/2016 FOR THE FILING OF ANY ADDITIONAL MOTIONS TO SEVER. IF NO NEW MOTIONS ARE FILED BY THAT DEADLINE, THE COURT WILL ASSUME THAT THOSE DEFTS ARE NOT OBJECTING TO THE GROUPING IN WHICH THEY HAVE BEEN PLACED AND THERE IS NO GOOD-FAITH BASIS TO REQUEST A SEVERANCE FROM THE OTHER DEFTS IN THEIR GROUPS. THE STATE WILL HAVE UNTIL FEB 5, 2016 TO RESPOND TO ALL MOTIONS THAT HAVE BEEN FILED AS WELL AS ALL LETTER CORRESPONDENCE OBJECTING TO THE GROUPINGS.ONCE THE PENDING MOTIONS ARE RESOLVED, THE ACTUAL TRIAL DATE FOR THOSE THAT REMAIN IN THE GROUPS WILL BE ESTABLISHED.

JUDGE CARPENTER

39 07/26/2016

08/04/2016 LETTER FROM: IPEK K. MEDFORD, DAG. TO: ANDREW J. WITHERELL, ESQ.

RE: STATE V. KADIR MCCOY, I.D. NO. 1501018069

DOB: 01/07/1998

#### SUPERIOR COURT CRIMINAL DOCKET Page 9 (as of 02/01/2017)

State of Delaware v. KADIR MCCOY

State's Atty: PERIANN DOKO , Esq.

AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Event Date Docket Add Date

Judge

Event

DEAR MR. WITHERELL:

DUE TO THE VOLUMINOUS AMOUNT OF DISCOVERY ITEMS TO BE PROVIDED IN THE ABOVE-CAPTIONED CASE, THE STATE IS PROVIDING THE BELOW LISTED DOCUMENTS TO YOU VIA DROPBOX:

\*\*\*\*SEE FIRLE FOR FULL LETTER\*\*\*\*

38 08/03/2016 08/03/2016

CARPENTER WILLIAM C JR.

LETTER FROM JUDGE CARPENTER TO COUNSEL

I HAVE RECENTLY REVIEWED THE TRANSCRIPTS OF THE HEARING HELD BACK IN MAY AND HAVE CONSIDERED THE VARIOUS MOTIONS TO SEVER WHICH HAVE BEEN FILED. AS A RESULT OF THIS REVIEW, THE COURT BELIEVES THE REAL ISSUE HERE IS NOT WHETHER DEFENDANTS WILL BE SEVERED OUT TO BE TRIED SEPARATELY BUT RATHER, WHICH WHOM EACH SHOULD BE GROUPED FOR TRIAL... IF A DEFENDANT IN GROUP TWO OR THREE HAS FILED A MOTION TO SEVER, THAT MOTION IS DENIED AT THIS TIME....FOR THE REASONS NOTED ABOVE, MR. HAWKES'S MOTION TO SEVER IS DENIED.

\*\*SEE FULL LETTER IN FILE\*\*

40 08/04/2016 08/05/2016

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ.

LETTER DATED: 8/4/2016.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16 (A)(1)(E), ENCLOSED PLEASE FIND ONE DISC CONTAINING ONE COPY OF EACH OF THE BELOW LISTED SUPPLEMENTAL ITEMS PREPARED IN CONNECTION WITH THE ABOVE REFERENCED CASE:

1. THE FORENSIC CASE REPORT FOR BODE CELLMARK CASE #: CCC1547-0432, DATED DECEMBER 18, 2015, PREPARED BY CHRISTINA NASH, MSFS, DNA ANALYST I, OF BODE CELLMARK FORENSICS (7 PAGES)...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

41 08/10/2016 08/10/2016

EMAIL FILED TO COUNSEL FROM T. WALLS-PULLING REGARDING THE TRIAL SCHEDULED TO BEGIN ON 10/11/16, THERE ARE A FEW DAYS IN OCTOBER AND NOVEMBER WHEN THE TRIAL WILL NOT BE HELD OR WILL END EARLY. JUDGE CARPENTER WANTED YOU TO BE AWARE OF THEM SO YOU MAY PLAN ACCORDINGLY. HERE ARE THE DATES:

10/14/16 - NO TRIAL

10/26 & 10/27 - JUDICIAL RETREAT BEING HELD

11/3/16 - TRIAL WILL END EARLY FOR MANDATORY JUDGES MEETING IN KENT COUNTY SCHEDULED FOR 3 PM

THANK YOU

42

08/11/2016 08/12/2016

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ.

LETTER DATED: 8/10/2016.

RE: ENCLOSED PLEASE FIND ONE DISC CONTAINING THE FOLLOWING

State of Delaware v. KADIR MCCOY

DOB: 01/07/1998

State's Atty: PERIANN DOKO , Esq.

AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Event Date

Docket Add Date

Judge

Event

SUPPLEMENTAL DISCOVERY ITEMS:

1. ONE COPY OF THE FORENSIC FIREARMS REPORT RELATED TO COMPLAINT 33-14-005650, PREPARED BY CARL RONE, FIREARMS AND TOOL MARK EXAMINER, OF THE DELAWARE STATE POLICE FORENSIC FIREARMS UNIT, DATED NOVEMBER 11, 2015 (28 PAGES)...

\*\*\* SEE FULL LETTER IN FILE \*\*

08/19/2016 08/26/2016 44

LETTER FROM: IPEK K. MEDFORD, DAG. TO: ANDREW J. WITHERELL, ESQ. RE: STATE V. KADIR MCCOY, I.D. NOS. 1501018069.

MR. WITHERELL:

ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS.

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

08/23/2016 08/24/2016 43

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ

RE: LETTER DATED 8/23/16.

DUE TO THE AMOUNT OF CELL PHONE EXTRACTIONS AND FILES IN THE ABOVE-CAPTIONED CASE, THE STATE IS PROVIDING THE BELOW LISTED FOLDERS AND THE EXTRACTIONS TO YOU VIA DROPBOX:

- 1. "BRISCO, JOHN HTC PHONE DUMP" CONTAINING 1,894 IMAGES AND ONE EXTRACTION REPORT (277 PAGES);
- 2. "BRISCO, RAYMIRE" CONTAINING THE CELL PHONE EXTRACTION OF ONE(1) APPLE IPHONE 5C, SERIAL NUMBER: FCCNR1DEG07M, ALSO INCLUDING BUT... \*\*\*SEE FULL LETTER IN FILE\*\*\*
- 08/29/2016 45

08/30/2016

ORDER: PROTECTIVE ORDER SIGNED BY JUDGE CARPENTER

08/30/2016 09/01/2016

46 LETTER FROM: JOHN DOWNS, DAG TO: JUDGE CARPENTER, DATED 8/26/2016. RE: TRIAL IS SCHEDULED TO BEGIN FOR THIS MATTER ON OCTOBER 11, 2016. THE STATE, IN ITS ON-GOING INVESTIGATION, HAS OBTAINED STATEMENTS FROM INDIVIDUALS SAYING THAT JOHN BRISCO AND KADIR MCCOY HAVE CONFESSED TO THEM THEIR ROLE IN THE MURDERS OF WILLIAM ROLLINS AND DEVON LINDSEY, FOR WHICH THEY ARE CO-DEFENDANTS. THE INFORMATION THAT WILL BE OFFERED WOULD CREATE A BURTON ISSUE IN THE TRIAL OF THE TWO DEFENDANTS TOGTHER. THE STATE SUGGESTS AS AN ALTERNATIVE TO SEVERANCE, IT WOULD BE POSSIBLE TO TRY THE DEFENDANTS AT THE SAME TIME WITH TWO JURIES... \*\*\* SEE FULL LETTER IN FILE \*\*\*

47

09/08/2016

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ.

LETTER DATED: 9/2/2016.

RE: THE BELOW LISTED REDACTED TRANSCRIPTS ARE AVAILABLE VIA THE FOLLOWING DROPBOX LINK:

DOB: 01/07/1998

State of Delaware v. KADIR MCCOY

State's Atty: PERIANN DOKO , Esq. AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

Event Date Docket Add Date

Judge

Event

HTTPS://WWW.DROPBOX.COM...

- 1. WITNESS A, DATED 12/02/2014 (12 PAGES);
- 2. WITNESS B, DATED 02/27/2013 (5 PAGES);
- 3. WITNESS C, DATED 02/27/2013 (9 PAGES);
- 4. WITNESS D, DATED 01/26/2015 (7 PAGES)...
- \*\*\* SEE FULL LETTER IN FILE \*\*\*

09/14/2016 09/14/2016 48

> OFFICE CONFERENCE PROCEEDING HELD BEFORE JUDGE CARPENTER AND COUNSEL NEW TRIAL DATE 3/6/17, 4 WEEKS

TRANSCRIPT SEALED

09/19/2016 09/22/2016 49

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ

RE: LETTER DATED 9/16/16.

THE HEREIN PROVIDED DROPBOX LINK CONTAINS THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. THE LITIGATION PACKET FOR BODE CELLMARK FORENSICS' TESTING IN BODE CASE #CCC1547-0432, THE TESTED EVIDENCE RELATES TO WILMINGTON POLICE DEPARTMENT'S COMPLAINT NUMBERS: 30-15-003782, 30-14-035149,
- 30-15-005259, AND 30-15-56288. THE PROVIDED LITIGATION PACKET INCLUDES THE FOLLOWING DOCUMENTS...
- \*\*\*SEE FULL LETTER IN FILE\*\*\*

50

09/26/2016 09/26/2016

CARPENTER WILLIAM C JR.

LETTER FROM: JUDGE CARPENTER TO: ALL COUNSEL OF RECORD

RE: LETTER DATED 09/23/16

ON SEPTEMBER 14, 2016, THE COURT HELD A CONFERENCE WITH COUNSEL FOR THE DEFENDANTS INITIALLY SCHEDULED TO BE IN THE FIRST TRIAL GROUPING SET FOR OCTOBER 11, 2016. BASED UPON THE INFORMATION PROVIDED TO THE COURT AT THAT CONFERENCE, THE TRIAL OF THE FIRST GROUP HAS BEEN POSTPONED TO MARCH 6, 2017....

\*\*\*SEE FULL LETTER IN FILE\*\*\*

51

10/06/2016

LETTER FROM: IPEK MEDFORD, DAG TO: ANDREW WITHERELL, ESQ RE: LETTER DATED 10/3/16.

ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S LABORATORY REPORT NUMBER: 2015-01288-6, DATED SEPTEMBER 22, 2016 (13 PAGES);
- 2. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S LEAD REPORT FOR CASE ID NUMBER 281D-BA-6122070 (18 PAGES);
- 3. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S EVIDENCE DATA-LOADING FORM FOR CASE ID NUMBER 281D-BA-6122070 (6 PAGES)...
- \*\*\*SEE FULL LETTER IN FILE\*\*\*
- 10/31/2016

11/01/2016

State of Delaware v. KADIR MCCOY

DOB: 01/07/1998

State's Atty: PERIANN DOKO , Esq.

AKA:

Defense Atty: ANDREW J WITHERELL , Esq.

No.

Event Date Docket Add Date

Judge

Event

MOTION TO DISQUALIFY CURRENT COUNSEL FILED PRO SE. REFERRED TO COUNSEL (RULE 47)

10/31/2016 52

11/01/2016

REFERRAL TO COUNSEL MEMORANDUM FILED.

ATTACHING LETTER/DOCUMENT FROM DEFENDANT. REFERRED TO DEFENSE COUNSEL AS ATTORNEY OF RECORD. COPY OF DEFENDANT'S LETTER NOT REVIEWED BY THE COURT AND NOT RETAINED WITH THE COURT'S FILE. PLEASE ADVISE YOUR CLIENT THAT FURTHER COMMUNICATIONS REGARDING THIS CASE SHOULD BE DIRECTED TO ANDREW WITHERELL.

REFERRED BY: A. QUIMBY

53

01/17/2017 01/23/2017

LETTER FROM: JOHN W. DOWNS, DAG TO: ANDREW J. WITHERELL, ESQ.

LETTER DATED: 01/13/2017

RE: ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. ONE(1) CD CONTAINING THE 3/24/15 RECORDED STATEMENT OF CO-DEFENDANT ALEXANDER FITZGERALD; AND
- 2. ONE(1) CD CONTAINING THE FOLLOWING SUPPLEMENTAL FORENSIC FIREARMS REPORTS:
- 2A. ONE(1) COPY OF THE FORENSIC FIREARMS REPORT LAB #160999, DATED 1/26/16 (7 PAGES);...
- \*\*\*SEE FULL LETTER IN FILE.

\*\*\* END OF DOCKET LISTING AS OF 02/01/2017 \*\*\* PRINTED BY: JDEFSEY

DOB: 11/05/1995

## SUPERIOR COURT CRIMINAL DOCKET (as of 02/01/2017)

State of Delaware v. TYMERE RIGHTER

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Co-Defendants: JACQUEZ ROBINSON , JACQUEZ ROBINSON

Co-Defendants: JOHN BRISCO , KADIR MCCOY

Co-Defendants: ALEXANDER FITZGERALD , AQUANTAY GARNER

Co-Defendants: RYLIER GRAYSON , RONALD MADDREY
Co-Defendants: RONALD MADDRAY , AQUANTAY GARNER
Co-Defendants: RAYMIRE BRISCOE , JAYMERE WHITE
Co-Defendants: JOHN BRISCO , DAYMERE WISHER

Co-Defendants: RAYMIRE BRISCOE , AQUANTAY GARNER

Co-Defendants: KADIR MCCOY , BRYANT HAWKES Co-Defendants: JACQUEZ ROBINSON , RANDY SCOTT

Co-Defendants: RONALD MADDREY , ALEXANDER FITZGERALD

Co-Defendants: DEJUAN ROBINSON , DEJUAN ROBINSON

Assigned Judge: CARPENTER WILLIAM C JR.

Char					
Count	t DUC#	Crim.Action#	Description	Dispo.	Dispo. Date
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016	1508021828	IN15110493	GANG PARTICP.		
No.	Event Date Event	Docket Add Dat	е	Judge	
1	08/31/2015	09/01/2015			
Т	08/31/2015	03/01/2015			

O8/31/2015 09/01/2015
INDICTMENT, TRUE BILL FILED.NO 100
SCHEDULED FOR 09/15/2015 ARRAIGNMENT AT 9:30

<sup>2 08/31/2015 09/01/2015</sup> AUTHORIZATION FOR EXTRADITION. 3 08/31/2015 09/02/2015

State of Delaware v. TYMERE RIGHTER

DOB: 11/05/1995

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER
Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Event Date Docket Add Date

Judge

Event .\_\_\_\_\_\_

RULE 9 WARRANT ISSUED.

09/02/2015 09/02/2015

MEMORANDUM FILED TO PRESIDENT JUDGE JAN R. JURDEN REQUESTING ASSIGNMENT OF MURDER FIRST DEGREE.

09/03/2015

09/04/2015

MEMO SPECIALLY ASSIGNING MURDER CASE.

TO: JUDGE CARPENTER

THE ABOVE NON-CAPITAL 1ST DEGREE MURDER CASES ARE SPECIALLY ASSIGNED TO YOU FOR ALL PURPOSES UNTIL FINAL DISPOSITION. THE DEFENDANTS WERE INDICTED ON AUGUST 31, 2015.

THE HONORABLE JAN R. JURDEN

09/16/2015 09/16/2015

PARKER LYNNE M

BAIL MODIFIED. BAIL NOW SET AT

CASH BAIL

150,000.00

HELD WITHOUT BAIL

0.00

(NONE)

09/16/2015 09/16/2015 PARKER LYNNE M

COMMITMENT TO DEPARTMENT OF CORRECTION. HWOB ON MURDER 1ST CHARGE.

\$150,000.00 CASH BAIL ON REMAINING CHARGES.

09/16/2015 09/16/2015

PARKER LYNNE M

ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED JASON ANTOINE, ESQ.

7

10/06/2015 10/13/2015

NOTICE OF SERVICE - DISCOVERY REQUEST.

FILED BY: JASON ANTOINE, ESO.

TO: IPEK MEDFORD, DAG.

8

10/13/2015 10/15/2015

MOTION TO TRANSFER CHARGES TO THE FAMILY COURT FILED.

(J. ANTOINE, ESQ.)

10/21/2015 10/21/2015

EMAIL FILED FROM T. WALLS-PULLING TO COUNSEL

RE: OFFICE CONFERNCE SCHEDULED FOR 11/16/2015 AT 1PM. PLEASE MARK YOUR CALENDARS.

10/27/2015 10

10/27/2015

RULE 9 WARRANT RETURNED.

16

11/06/2015 12/01/2015

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ.

LETTER DATED: 11/5/2015.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16, THE FOLLOWING INFORMATION CONCERNING THE ABOVE CAPTIONED CASE IS BEING SUPPLIED. ENCLOSED PLEASE FIND 1 DISC LABELED "REDACTED POLICE REPORTS"

CONTAINING THE FOLLOWING:

State of Delaware v. TYMERE RIGHTER State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER
Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

DOB: 11/05/1995

Event

Event Date Docket Add Date

Judge

WILMINGTON POLICE DEPARTMENT, COMPLAINT NO. 30-13-008568...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

11/12/2015 11/09/2015 11 REINDICTMENT - TRUE BILL FILED.NO 75 ARRAIGNMENT 12/01/2015 AT 9:30

13 11/12/2015 11/25/2015

LETTER FROM: IPEK MEDFORD, DAG, TO: JASON ANTOINE, ESQ, DATED 11/10/15.

RE; IN REGARDS TO THE ABOVE-CAPTIONED MATTERS, ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS: 1.ONE(1) CERTIFIED COPY OF THE JUDGMENT IN A CRIMINAL CASE FOR FEDERAL CASE NUMBER 13-CR-00114-SLR, DEFENDANT BRYANT HAWKES (6 PAGES; ......

11/12/2015 11/25/2015 14

LETTER FROM: IPEK MEDFORD, DAG, TO: THE HONORABLE WILLIAM CARPENTER, DATED 11/12/15.

RE: IN ANTICIPATION OF THE NOVEMBER 16, 2015, OFFICE CONFERENCE, THE STATE IS PROPOSING THE FOLLOWING TRIAL GROUPINGS:....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

11/16/2015 12

11/17/2015

CARPENTER WILLIAM C JR.

CONFERENCE HELD BEFORE JUDGE CARPENTER. CASES ARE TO BE GROUPED AS FOLLOWS: GROUP 1: J. BRISCOE 1502007987, D. WISHER 1508021812, & K. MCCOY 1501018069. GROUP 2: R. BRISCOE 1505024834, J. WHITE 1508015000, & T. RIGHTER 1508021828. GROUP 3: A. FITZGERALD 1503016511, A. GARDNER 1504005092, & R. GRAYSON 1504005579. GROUP 4: R. MADDREY 1504004537, D. ROBINSON 1507017043, & J. ROBINSON 1411005041. GROUP 5: R. SCOTT 1508021944 & B. HAWKES 1508021938. JUDGE CARPENTER IS TO SET DEADLINES FOR MOTION TO SEVER FOR EACH GROUP AND ANY MOTIONS TO OBJECT TO THE GROUPING. ONCE GROUPS ARE FINALIZED, TRIAL DATES AND OTHER DEADLINES ARE TO BE ESTABLISHED.

20

11/16/2015 12/08/2015

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ.

LETTER DATED: 11/13/2015.

RE: ENCLOSED PLEASE FIND 1 DISC LABELED "PRISON MAIL 11/12/15" WHICH MAY HAVE BEEN INADVERTENTLY OMITTED FROM THE STATE'S DISCOVERY PACKET PROVIDED TO YOU ON NOVEMBER 5, 2015, AND WHICH WAS IDENTIFIED THEREIN AS "DISC NUMBER 15". THIS DISC IS LABELED "PRISON MAIL" AND CONTAINS REDATCED PRISON MAIL OF THE FOLLOWING DEFENDANTS:

A. BRISCO, JOHN

B. BRISCOE, RAYMIRE...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

CARPENTER WILLIAM C JR. 11/25/2015 11/30/2015 15 LETTER FROM JUDGE CARPENTER TO ALL COUNSEL OF RECORD

DOB: 11/05/1995 State of Delaware v. TYMERE RIGHTER

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER
Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Event Date Docket Add Date Judge Event

> RE: AT OUR CONFERENCE ON 11/16/2015, THE STATE DISCLOSED THE DEFENDANT GROUPINGS IT WOULD LIKE TEH COURT TO CONSIDER IN TRYING THE ABOVE-CAPITIONED MATTERS. THE COURT INDICATED IT WOULD SCHEDULE A DEADLINE FOR OBJECTIONS TO THE INCLUSION OF A PARTICULAR DEFENDANT IN A GROUPING AND THAT THE DEADLINE WOULD BE 12/18/2015. IF YOU HAVE NOT FILED AN OBJECTION BY THAT DATE, THE COURT WILL ASSUME YOU ARE SATISFIED WITH THE STATES PROPOSED GROUPING OF YOUR DEFENDANT. OBVIOUSLY IF YOU OBJECT, PLEASE ARTICULATE THE REASON WHY AND BE PRECISE AS POSSIBLE, RECOGNIZING THAT DISCOVERY HAS ONLY RECENTLY BEEN PROVIDED. ONCE THE GROUPINGS ARE ESTABLISHED, THE COURT WILL BEGIN THE PROCESS OF ASSIGNING TRIAL DATES.

VAVALA MARK S 12/01/2015 12/01/2015 ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY JASON ANTOINE, ESQ.

12/01/2015 VAVALA MARK S 12/01/2015 17 BAIL MODIFIED. BAIL NOW SET AT CASH BAIL 150,000.00 HELD WITHOUT BAIL 0.00 (NONE)

(NONE) 12/01/2015 12/01/2015 VAVALA MARK S 18 COMMITMENT TO DEPARTMENT OF CORRECTION. BAIL IS SET AT \$150,000 CASH, DEFT IS ALSO HELD WITHOUT BAIL ON OTHER CHARGE(S).

12/03/2015 12/03/2015 19 RELEASE -AS TO NOLLE PROSSED CHARGES ONLY. CASE REINDICTED & DEFENDANT HELD ON OTHER CHARGES. \*\*\*RELEASE WAS NOT SENT FOLLOWING THE 12/01/2015 ARRAIGNMENT CALENDAR.

12/15/2015 12/29/2015 21 EMAIL FILED TO: I. MEDFORD, AG AND J. ANTOINE, ESQ. RE: A REVERSE AMENABILITY HEARING IS SCHEDULED ON TYMERE RIGHTER ON APRIL 11, 2016 AT 10:00 WITH JUDGE MEDINILLA.

12/16/2015 12/29/2015 22 LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESW.

> RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16 (A)(1)(E), ENCLOSED PLEASE FIND ONE COPY OF EACH OF THE BELOW LISTED SUPPLEMENTAL ITEMS PREPARED IN CONNECTION WITH THE ABOVE REFERENCED CASE BY RJ LEE GROUP: 1. ONE REDACTED COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-7520...

2. ONE COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-38102...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

LETTER DATED: 12/16/2015.

\_\_\_\_\_\_

DOB: 11/05/1995

State of Delaware v. TYMERE RIGHTER State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Event Date Docket Add Date

Judge

Event

SEPARATELY.

12/29/2015 12/31/2015 CARPENTER WILLIAM C JR. LETTER TO COUNSEL FROM JUDGE CARPENTER ON 11/24/2015, THE COURT SET A DEADLINE OF 12/18 FOR COUNSEL TO RESPOND AS TO WHETHER THERE WERE ANY OBJECTIONS TO THE GROUPINGS THAT THE STATE HAD PROPOSED IN ITS LETTER OF 11/12/2015. IN RESPONSE TO THE LETTER, THE COURT RECEVIED LETTERS FROM BRIAN JORDAN, ESQ ON BEHALF OF BRYANT HAWKES AND DANA REYNOLDS, ESQUIRE ON BEHALF OF RANDY SCOTT INDICATING THEIR OBJECTIONS TO THE GROUPINGS THAT HAVE BEEN MADE. WHILE NEITHER FILED FORMAL MOTIONS TO SEVER, THEIR LETTERS WOULD APPEAR TO INDICATE THEY WILL BE ASKING FOR SEVERANCE OF THEIR CLIENTS CASES FROM THE LARGER INDICTMENT. THE COURT HAS RECEIVED MOTIONS TO SEVER FROM ROBERT VRANA, ESQ ON BEHALF OF RONALD MADDREY, PETER VEITH, ESQUIRE ON BEHALF OF AQUANTAY GARDENER AND GERALD HAGER, ESQ ON BEHALF OF JAYMERE WHITE, ALL REQUESTING SEVERANCE OF THEIR CLIENTS CASES FROM THE GROUPING AND TO ALLOW THEIR CASES TO BE TRIED

SINCE THE COURT'S PREVIOUS LETTER ONLY REQUESTED AN INDICATION WHETHER COUNSEL OBJECTED TO THE PARTICULAR GROUPINGS, IT DID NOT SET A DEADLINE FOR AN ACTUAL SEVERANCE MOTION. IN ORDER FOR US TO HANDLE ALL OF THE POTENTIAL SEVERANCE ISSUES AT ONCE, THE COURT IS SETTING A DEADLINE OF 1/15/2016 FOR THE FILING OF ANY ADDITIONAL MOTIONS TO SEVER. IF NO NEW MOTIONS ARE FILED BY THAT DEADLINE, THE COURT WILL ASSUME THAT THOSE DEFTS ARE NOT OBJECTING TO THE GROUPING IN WHICH THEY HAVE BEEN PLACED AND THERE IS NO GOOD-FAITH BASIS TO REQUEST A SEVERANCE FROM THE OTHER DEFTS IN THEIR GROUPS. THE STATE WILL HAVE UNTIL FEB 5, 2016 TO RESPOND TO ALL MOTIONS THAT HAVE BEEN FILED AS WELL AS ALL LETTER CORRESPONDENCE OBJECTING TO THE GROUPINGS.ONCE THE PENDING MOTIONS ARE RESOLVED, THE ACTUAL TRIAL DATE FOR THOSE THAT REMAIN IN THE GROUPS WILL BE ESTABLISHED. JUDGE CARPENTER

24 02/09/2016 02/11/2016

LETTER FROM: IPEK K. MEDFORD, DAG. TO: MR. JASON R. ANTOINE, ESQ. RE: STATE V. TYMERE RIGHTER, I.D. NO. 1508021828 DEAR MR. ANTOINE:

IN RESPONSE TO YOUR LETTER DATED SEPTEMBER 21, 2015 THE STATE PROVIDES THE FOLLOWING:

THE DEFENDANT'S STATEMENT WAS PROVIDED TO YOU IN THE STATE'S DISCOVERY PACKET DATED 11/5/15, ALSO PROVIDED THERIN WERE THE STATEMENTS OF THE FOLLOWING CO-DEFENDANTS:

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

25

04/04/2016 04/05/2016

STATE'S RESPONSE TO DEFENDANT'S MOTION FOR REVERSE AMENABILITY

State of Delaware v. TYMERE RIGHTER

DOB: 11/05/1995

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Judge

Event Date Docket Add Date Event

FILED BY: IPEK MEDFORD, ESQ

REFERRED TO JUDGE MEDINILLA ON 4/5/2016

04/07/2016 26

04/07/2016

MOTION TO TRANSFER CHARGES TO THE FAMILY COURT WITHDRAWN. WITHDRAWN BY JASON ANTOINE, ESQ.

27 05/26/2016 05/31/2016

LETTER FROM: JASON R. ANTOINE, ESQ. TO: NEW CASTLE COUNTY COURTHOUSE. RE: STATE OF DELAWARE VS. TYMERE RIGHTER, CASE NO.: 1508021828. LETTER DATED MAY 20, 2016.

DEAR SIR/MADAM:

PLEASE FIND ENCLOSED A NOTICE OF SERVICE FOR THE ABOVE-MENTIONED CASE. KINDLY FILE AND RETURN A TIME-STAMPED COPY TO MY OFFICE IN THE SELF ADDRESSED STAMPED ENEVELOPE.

THANK YOU,

JASON R. ANTOINE

07/26/2016 08/04/2016 29

LETTER FROM: IPEK K. MEDFORD, ESQ. TO: JASON R. ANTOINE, ESQ.

RE: STATE V. TYMERE RIGHTER, I.D. NO. 1508021828.

DEAR MR. ANTOINE:

DUE TO THE VOLUMINOUS AMOUNT OF DISCOVERY ITEMS TO BE PROVIDED IN THE ABOVE-CAPTIONED CASE, THE STATE IS PROVIDING THE BELOW LISTED DOCUMENTS TO YOU VIA DROPBOX:

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

08/03/2016 28

08/03/2016

CARPENTER WILLIAM C JR.

LETTER FROM JUDGE CARPENTER TO COUNSEL I HAVE RECENTLY REVIEWED THE TRANSCRIPTS OF THE HEARING HELD BACK IN MAY AND HAVE CONSIDERED THE VARIOUS MOTIONS TO SEVER WHICH HAVE BEEN FILED. AS A RESULT OF THIS REVIEW, THE COURT BELIEVES THE REAL ISSUE HERE IS NOT WHETHER DEFENDANTS WILL BE SEVERED OUT TO BE TRIED SEPARATELY BUT RATHER, WHICH WHOM EACH SHOULD BE GROUPED FOR TRIAL... IF A DEFENDANT IN GROUP TWO OR THREE HAS FILED A MOTION TO SEVER, THAT MOTION IS DENIED AT THIS TIME....FOR THE REASONS NOTED ABOVE, MR. HAWKES'S MOTION TO SEVER IS DENIED.

\*\*SEE FULL LETTER IN FILE\*\*

30

08/04/2016 08/05/2016

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ.

LETTER DATED: 8/4/2016.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16(A)(1)(E), ENCLOSED PLEASE FIND ONE DISC CONAINING ONE COPY OF EACH OF THE BELOW LISTED SUPPLEMENTAL ITEMS PREPARED IN CONNECTION WITH THE ABOVE REFERENCED CASE:

1. THE FORENSIC CASE REPORT FOR BODE CELLMARK CASE #: CCC1547-0432,

DOB: 11/05/1995

#### SUPERIOR COURT CRIMINAL DOCKET (as of 02/01/2017)

State of Delaware v. TYMERE RIGHTER

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER
Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Event Date Docket Add Date

Judge

Event

\_\_\_\_\_ DATED DECEMBER 18, 2015, PREPARED BY CHRISTINA NASH, MSFS, DNA ANALYST I, OF BODE CELLMARK FORENSICS (7 PAGES)...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

31 08/10/2016 08/12/2016

EMAIL FILED TO COUNSEL FROM T. WALLS-PULLING

REGARDING THE TRIAL SCHEDULED TO BEGIN ON 10/11/16, THERE ARE A FEW DAYS IN OCTOBER AND NOVEMBER WHEN THE TRIAL WILL NOT BE HELD OR WILL END EARLY. JUDGE CARPENTER WANTED YOU TO BE AWARE OF THEM SO YOU MAY PLAN ACCORDINGLY. HERE ARE THE DATES: 10/14/16 - NO TRIAL, 10/26 & 10/27 - JUDICIAL RETREAT BEING HELD, 11/3/16 TRIAL WILL END EARLY FOR MANDATORY JUDGES MEETING IN KENT COUNTY SCHEDULED FOR 3 PM

08/11/2016 32

08/12/2016

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ.

LETTER DATED: 8/10/2016.

RE: ENCLOSED PLEASE FIND ONE DISC CONTAINING THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. ONE COPY OF THE FORENSIC FIREARMS REPORT RELATED TO COMPLAINT 33-14-005650, PREPARED BY CARL RONE, FIREARMS AND TOOL MARK EXAMINER, OF THE DELAWARE STATE POLICE FORENSIC FIREARMS UNIT, DATED NOVEMBER 11, 2015 (28 PAGES)...
- \*\*\* SEE FULL LETTER IN FILE \*\*

08/19/2016 34

08/26/2016

LETTER FROM: IPEK K MEDFORD, DAG. TO: JASON R. ANTOINE, ESQ.

RE: STATE V. TYMERE RIGHTER, I.D. NO. 1508021828

MR. ANTOINE:

ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS.

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

33

08/23/2016 08/24/2016

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ

RE: LETTER DATED 8/23/16.

DUE TO THE AMOUNT OF CELL PHONE EXTRACTIONS AND FILES IN THE ABOVE-CAPTIONED CASE, THE STATE IS PROVIDING THE BELOW LISTED FOLDERS AND THE EXTRACTIONS TO YOU VIA DROPBOX:

- 1. "BRISCO, JOHN HTC PHONE DUMP" CONTAINING 1,894 IMAGES AND ONE EXTRACTION REPORT (277 PAGES);
- 2. "BRISCO, RAYMIRE" CONTAINING THE CELL PHONE EXTRACTION OF ONE(1) APPLE IPHONE 5C, SERIAL NUMBER: FCCNR1DEG07M, ALSO INCLUDING BUT... \*\*\*SEE FULL LETTER IN FILE\*\*\*
- 08/24/2016 09/07/2016 35

ORDER: PROTECTIVE ORDER IS NECESSARY TO BALANCE THE STATE'S INTERESTS IN SAFEGUARDING THE IDENTITY OF ITS CIVILIAN WITNESSES WITH THE NEED TO PERMIT DEFTS' COUNSEL TO PREPARE EFFICIENTLY FOR TRIAL AND TO

State of Delaware v. TYMERE RIGHTER

DOB: 11/05/1995

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Event Date Docket Add Date

Judge

Event 

FURTHER ENCOURAGE THE EXCHANGE OF INFORMATION BETWEEN THE PARTIES THAT WOULD OTHERWISE NOT BE DISCOVERABLE PURSUANT TO S.C. CRIM RULE 16, (SEE FULL ORDER)

IT IS SO ORDERED BY JUDGE CARPENTER

36 09/02/2016 09/08/2016

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ.

LETTER DATED: 9/2/2016.

RE: THE BELOW LISTED REDACTED TRANSCRIPTS ARE AVAILABLE VIA THE FOLLOWING DROPBOX LINK:

HTTPS://WWW.DROPBOX.COM...

- 1. WITNESS A, DATED 12/02/2014 (12 PAGES);
- 2. WITNESS B, DATED 02/27/2013 (5 PAGES);
- 3. WITNESS C, DATED 02/27/2013 (9 PAGES);
- 4. WITNESS D, DATED 01/26/2015 (7 PAGES)...
- \*\*\* SEE FULL LETTER IN FILE \*\*\*

37

09/14/2016 09/14/2016

OFFICE CONFERENCE PROCEEDING HELD BEFORE JUDGE CARPENTER AND COUNSEL DEFT RIGHTER JOINED IN DEFT BRISCOE'S CONTINUANCE REQUEST NEW TRIAL DATE 3/6/17 - 4 WEEKS

TRANSCRIPT SEALED

38

09/19/2016 09/22/2016

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ

RE: LETTER DATED 9/16/16.

THE HEREIN PROVIDED DROPBOX LINK CONTAINS THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. THE LITIGATION PACKET FOR BODE CELLMARK FORENSICS' TESTING IN BODE CASE #CCC1547-0432, THE TESTED EVIDENCE RELATES TO WILMINGTON POLICE DEPARTMENT'S COMPLAINT NUMBERS: 30-15-003782, 30-14-035149,
- 30-15-005259, AND 30-15-56288. THE PROVIDED LITIGATION PACKET INCLUDES THE FOLLOWING DOCUMENTS...

\*\*\*SEE FULL LETTER IN FILE\*\*\*

39

09/26/2016 09/26/2016

CARPENTER WILLIAM C JR.

LETTER FROM: JUDGE CARPENTER TO: ALL COUNSEL OF RECORD

RE: LETTER DATED 09/23/16

ON SEPTEMBER 14, 2016, THE COURT HELD A CONFERENCE WITH COUNSEL FOR THE DEFENDANTS INITIALLY SCHEDULED TO BE IN THE FIRST TRIAL GROUPINGS SET FOR OCTOBER 11, 2016. BASED UPON THE INFORMATION PROVIDED TO THE COURT AT THAT CONFERENCE, THE TRIAL OF THE FIRST GROUP HAS BEEN POSTPONED TO MARCH 6, 2017....

\*\*\*SEE FULL LETTER IN FILE\*\*\*

10/03/2016 40

10/06/2016

LETTER FROM: IPEK MEDFORD, DAG TO: JASON ANTOINE, ESQ

DOB: 11/05/1995

State of Delaware v. TYMERE RIGHTER

State's Atty: IPEK K MEDFORD , Esq. AKA: TYMERE M RIGHTER Defense Atty: JASON R ANTOINE , Esq. TYMERE M RIGHTER

Event Date No.

Docket Add Date

Judge

Event

RE: LETTER DATED 10/3/16.

ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S LABORATORY REPORT NUMBER: 2015-01288-6, DATED SEPTEMBER 22, 2016 (13 PAGES);
- 2. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S LEAD REPORT FOR CASE ID NUMBER 281D-BA-6122070 (18 PAGES);
- 3. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S EVIDENCE DATA-LOADING FORM FOR CASE ID NUMBER 281D-BA-6122070 (6 PAGES)... \*\*\*SEE FULL LETTER IN FILE\*\*\*
- 01/17/2017 41

01/23/2017

LETTER FROM: JOHN W. DOWNS, DAG TO: JASON R. ANTOINE, ESQ.

LETTER DATED: 01/13/2017

RE: ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. ONE(1) CD CONTAINING THE 3/24/15 RECORDED STATEMENT OF CO-DEFENDANT ALEXANDER FITZGERALD; AND
- 2. ONE(1) CD CONTAINING THE FOLLOWING SUPPLEMENTAL FORENSIC FIREARMS REPORTS:
- 2A. ONE(1) COPY OF THE FORENSIC FIREARMS REPORT LAB #160999, DATED 1/26/16 (7 PAGES);...
- \*\*\*SEE FULL LETTER IN FILE.

\*\*\* END OF DOCKET LISTING AS OF 02/01/2017 \*\*\* PRINTED BY: JDEFSEY

State of Delaware v. DAYMERE G WISHER

DOB: 10/13/1998

State's Atty: IPEK K MEDFORD , Esq.

AKA: DAYMERE WISHER

Defense Atty: PATRICK J COLLINS , Esq.

DAYMERE WISHER

Co-Defendants: JACQUEZ ROBINSON , JACQUEZ ROBINSON

Co-Defendants: JOHN BRISCO , KADIR MCCOY

Co-Defendants: ALEXANDER FITZGERALD , AQUANTAY GARNER

Co-Defendants: RYLIER GRAYSON , RONALD MADDREY
Co-Defendants: RONALD MADDRAY , AQUANTAY GARNER
Co-Defendants: RAYMIRE BRISCOE , JAYMERE WHITE
Co-Defendants: JOHN BRISCO , RAYMIRE BRISCOE
Co-Defendants: TYMERE RIGHTER , AQUANTAY GARNER

Co-Defendants: KADIR MCCOY , BRYANT HAWKES Co-Defendants: JACQUEZ ROBINSON , RANDY SCOTT

Co-Defendants: RONALD MADDREY , ALEXANDER FITZGERALD

Co-Defendants: DEJUAN ROBINSON, DEJUAN ROBINSON

Assigned Judge: CARPENTER WILLIAM C JR.

Charge Count		Crim.Action#	Description	Dispo.	Dispo. Date
001	1508021812	IN15081654W	MURDER 1ST	NOLP	11/09/2015
002	1508021812	IN15081655W	GANG PARTICP.	NOLP	11/09/2015
003	1508021812	IN15081656W	PFDCF	NOLP	11/09/2015
004	1508021812	IN15081657W	MURDER 1ST	NOLP	11/09/2015
005	1508021812	IN15081658W	PFDCF	NOLP	11/09/2015
006	1508021812	IN15081659W	ATT ROBBERY 1ST	NOLP	11/09/2015
007	1508021812	IN15081660W	PFDCF	NOLP	11/09/2015
800	1508021812	IN15081661W	CONSP 2ND	NOLP	11/09/2015
009	1508021812	IN15081662W	HNDGUN PROH JUV	NOLP	11/09/2015
010	1508021812	IN15110495	GANG PARTICP.		
011	1508021812	IN15110496	MURDER 1ST		
012	1508021812	IN15110497	PFDCF		
013	1508021812	IN15110498	MURDER 1ST		
014	1508021812	IN15110499	PFDCF		
015	1508021812	IN15110500	ATT ROBBERY 1ST		
016	1508021812	IN15110501	PFDCF		
017	1508021812	IN15110502	CONSP 2ND		
018	1508021812	IN15110503	HNDGUN PROH JUV		
No.	Event Date Event	Docket Add Date		Judge	

1 08/31/2015 09/01/2015 INDICTMENT, TRUE BILL FILED.NO 100 SCHEDULED FOR 09/15/2015 ARRAIGNMENT AT 9:30

2 08/31/2015 09/01/2015

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER DOB: 10/13/1998

Event Date Docket Add Date Judge No. Event

AUTHORIZATION FOR EXTRADITION.

08/31/2015 09/01/2015

RULE 9 WARRANT ISSUED.

09/02/2015 09/02/2015 MEMORANDUM FILED TO PRESIDENT JUDGE JAN R. JURDEN REQUESTING ASSIGNMENT OF MURDER FIRST DEGREE.

5 09/03/2015 09/04/2015

MEMO SPECIALLY ASSIGNING MURDER CASE.

TO: JUDGE CARPENTER

THE ABOVE NON-CAPITAL 1ST DEGREE MURDER CASES ARE SPECIALLY ASSIGNED TO YOU FOR ALL PURPOSES UNTIL FINAL DISPOSITION. THE DEFENDANTS WERE INDICTED ON AUGUST 31, 2015.

THE HONORABLE JAN R. JURDEN

09/09/2015 09/17/2015

DISCOVERY REQUEST FILED BY P. COLLINS

09/16/2015 09/16/2015 PARKER LYNNE M ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY A.J. ROOP, ESQ.

09/16/2015 09/16/2015

PARKER LYNNE M

BAIL MODIFIED. BAIL NOW SET AT

CASH BAIL

125,000.00

HELD WITHOUT BAIL

0.00

(NONE)

09/16/2015 09/16/2015

PARKER LYNNE M

COMMITMENT TO DEPARTMENT OF CORRECTION. HWOB ON MURDER 1ST CHARGE. \$125,000.00 CASH BAIL ON ALL REMAINING CHARGES.

10

10/16/2015 10/27/2015

RULE 9 WARRANT RETURNED

10/21/2015 10/21/2015

EMAIL FILED FROM T. WALLS-PULLING TO COUNSEL

RE: OFFICE CONFERNCE SCHEDULED FOR 11/16/2015 AT 1PM. PLEASE MARK YOUR CALENDARS.

12 11/06/2015 11/17/2015

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 11/5/2015.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16, THE FOLLOWING INFORMATION CONCERNING THE ABOVE CAPTIONED CASE IS BEING SUPPLIED. ENCLOSED PLEASE FIND 1 DISC LABELED "REDACTED POLICE REPORTS" CONTAINING THE FOLLOWING:

- WPD COMPLAINT NO. 30-13-008568...
- COMPLAINT NO. 30-14-035123...
- COMPLAINT NO. 30-14-035149...

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER

State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER

Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date Docket Add Date

Judge

Event 

- COMPLAINT NO. 30-14-059484...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

11/09/2015 11

11/12/2015

REINDICTMENT - TRUE BILL FILED.NO 75 ARRAIGNMENT 12/01/2015 AT 9:30

14

11/12/2015 11/25/2015

LETTER FROM ; IPEK MEDFORD, DAG, TO: PATRICK COLLINS, ESQ, DATED 11/10/15.

RE: IN REGARDS TO THE ABOVE-CAPTIONED MATTER, ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS: 1. ONE(1) CERTIFIED COPY OF THE JUDGMENT IN A CRIMINAL CASE FOR FEDERAL CASE NUMBER 13-CR-00114-SLR, DEFENDANT BRYANT HAWKES(6 PAGES);....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

15 11/12/2015 11/25/2015

LETTER FROM: IPEK MEDFORD, DAG, TO: THE HONORABLE WILLIAM CARPENTER, S DATED 11/12/15.

RE: IN ANTICIPATION OF THE NOVEMBER 16, 2015 OFFICE CONFERENCE, THE STATE IS PROPOSING THE FOLLOWING TRIAL GROUPINGS:....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

11/12/2015 12/02/2015 18

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ.

RE: LETTER DATED 11/12/15

IN REGARDS TO THE ABOVE-CAPTIONED MATTER, ENCLOSED PLEASE FIND THE FOLLOWING ITEMS:

1. ONE DISC LABELED "DYRS FILES" CONTAINING THE DIVISION OF YOUTH AND REHABILITATIVE SERVICES FILES FOR EACH OF THE FOLLOWING DEFENDANTS.... \*\*\*SEE FULL LETTER IN FILE\*\*\*

13 11/16/2015 11/17/2015

CARPENTER WILLIAM C JR.

CONFERENCE HELD BEFORE JUDGE CARPENTER. CASES ARE TO BE GROUPED AS FOLLOWS: GROUP 1: J. BRISCOE 1502007987, D. WISHER 1508021812, & K. MCCOY 1501018069. GROUP 2: R. BRISCOE 1505024834, J. WHITE 1508015000, & T. RIGHTER 1508021828. GROUP 3: A. FITZGERALD 1503016511, A. GARDNER 1504005092, & R. GRAYSON 1504005579. GROUP 4: R. MADDREY 1504004537, D. ROBINSON 1507017043, & J. ROBINSON 1411005041. GROUP 5: R. SCOTT 1508021944 & B. HAWKES 1508021938. JUDGE CARPENTER IS TO SET DEADLINES FOR MOTION TO SEVER FOR EACH GROUP AND ANY MOTIONS TO OBJECT TO THE GROUPING. ONCE GROUPS ARE FINALIZED, TRIAL DATES AND OTHER DEADLINES ARE TO BE ESTABLISHED.

20

11/16/2015 12/02/2015

LETTER FROM: IPEK MEDFORD, DAG, TO: PATRICK COLLINS, ESQ, DATED 11/13/15.

RE: IN REGARDS TO THE ABOVE-CAPTIONED MATTER, ENCLOSED PLEASE FIND THE

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date

Docket Add Date

Judge

Event 

FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

1. ONE(1) DISC LABELED "DOC W.S.S AND MENEX RPTS." CONTAINING THE FOLLOWING ITEMS:....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

11/18/2015 19

12/02/2015

LETTER FROM P. COLLINS, ESQ. TO JUDGE CARPENTER (FELLOW UP LETTER FROM THE NOVEMBER 17, 2015 CONFRENCE). DAYMERE WAS FOUND NONAMENABLE. ON JUNE 3, 2015 JUDGE DAVIS FOUND DAYMERE WISHER INCOMPETENT TO STAND TRIAL AND ORDERED THE STATE TO FASHION A JUVENILE COMPETENCY PROGRAM. DAYMERE HAS NO TRIAL DATE AT THIS TIME. DAYMERE REMAINS AT NCCDC. GIVEN THE FOREGOING, I DO NOT ANTICIPATE DAYMERE WILL BE DECLARED COMPENTENT ANYTIME SOON. AS SUCH, I DO NOT BELIEVE HE SHOULD BE PART OF THE TRIAL GROUPING. I WILL KEEP THE COURT AND COUNSEL UP TO DATE ON DAYMERE'S STATUS.

CARPENTER WILLIAM C JR. 11/25/2015 11/30/2015 16 LETTER FROM JUDGE CARPENTER TO ALL COUNSEL OF RECORD RE: AT OUR CONFERENCE ON 11/16/2015, THE STATE DISCLOSED THE DEFENDANT GROUPINGS IT WOULD LIKE TEH COURT TO CONSIDER IN TRYING THE ABOVE-CAPITIONED MATTERS. THE COURT INDICATED IT WOULD SCHEDULE A DEADLINE FOR OBJECTIONS TO THE INCLUSION OF A PARTICULAR DEFENDANT IN A GROUPING AND THAT THE DEADLINE WOULD BE 12/18/2015. IF YOU HAVE NOT FILED AN OBJECTION BY THAT DATE, THE COURT WILL ASSUME YOU ARE SATISFIED WITH THE STATES PROPOSED GROUPING OF YOUR DEFENDANT. OBVIOUSLY IF YOU OBJECT, PLEASE ARTICULATE THE REASON WHY AND BE PRECISE AS POSSIBLE, RECOGNIZING THAT DISCOVERY HAS ONLY RECENTLY BEEN PROVIDED. ONCE THE GROUPINGS ARE ESTABLISHED, THE COURT WILL BEGIN THE PROCESS OF ASSIGNING TRIAL DATES.

VAVALA MARK S 12/01/2015 12/01/2015 ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY PATRICK COLLINS, ESQ.

12/01/2015 12/01/2015

VAVALA MARK S

BAIL MODIFIED. BAIL NOW SET AT

CASH BAIL

125,000.00

HELD WITHOUT BAIL

0.00

(NONE)

12/01/2015 VAVALA MARK S 17 12/01/2015 COMMITMENT TO DEPARTMENT OF CORRECTION. BAIL IS SET AT \$115,000 CASH, DEFT ALSO HELD WITHOUT BAIL ON OTHER CHARGE(S).

21

12/04/2015

RELEASE - AS TO NOLLE PROSSED CHARGES ONLY. DEFENDANT REINDICTED ON 11/09/2015.

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date

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Docket Add Date

Judge

Event

12/04/2015 12/04/2015

REVISED COMMITMENT TO DEPARTMENT OF CORRECTION. PAPERWORK PREVIOUSLY FAXED TO DOC ON 12/01/2015 DID NOT CORRECTLY REFLECT A BAIL AMOUNT OF \$125,000 CASH & HWOB.

23 12/16/2015 12/29/2015

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 12/16/2015.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16 (A)(1)(E), ENCLOSED PLEASE FIND ONE COPY OF EACH OF THE BELOW LISTED SUPPLEMENTAL ITEMS PREPARED IN CONNECTION WITH THE ABOVE REFERENCED CASE BY RJ LEE GROUP: 1. ONE REDACTED COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-7520...

- 2. ONE COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-38102...
- \*\*\* SEE FULL LETTER IN FILE \*\*\*

12/29/2015 12/31/2015 24

CARPENTER WILLIAM C JR.

LETTER TO COUNSEL FROM JUDGE CARPENTER ON 11/24/2015, THE COURT SET A DEADLINE OF 12/18 FOR COUNSEL TO RESPOND AS TO WHETHER THERE WERE ANY OBJECTIONS TO THE GROUPINGS THAT THE STATE HAD PROPOSED IN ITS LETTER OF 11/12/2015. IN RESPONSE TO THE LETTER, THE COURT RECEVIED LETTERS FROM BRIAN JORDAN, ESQ ON BEHALF OF BRYANT HAWKES AND DANA REYNOLDS, ESQUIRE ON BEHALF OF RANDY SCOTT INDICATING THEIR OBJECTIONS TO THE GROUPINGS THAT HAVE BEEN MADE. WHILE NEITHER FILED FORMAL MOTIONS TO SEVER, THEIR LETTERS WOULD APPEAR TO INDICATE THEY WILL BE ASKING FOR SEVERANCE OF THEIR CLIENTS CASES FROM THE LARGER INDICTMENT. THE COURT HAS RECEIVED MOTIONS TO SEVER FROM ROBERT VRANA, ESQ ON BEHALF OF RONALD MADDREY, PETER VEITH, ESQUIRE ON BEHALF OF AQUANTAY GARDENER AND GERALD HAGER, ESQ ON BEHALF OF JAYMERE WHITE, ALL REQUESTING SEVERANCE OF THEIR CLIENTS CASES FROM THE GROUPING AND TO ALLOW THEIR CASES TO BE TRIED

SINCE THE COURT'S PREVIOUS LETTER ONLY REQUESTED AN INDICATION WHETHER COUNSEL OBJECTED TO THE PARTICULAR GROUPINGS, IT DID NOT SET A DEADLINE FOR AN ACTUAL SEVERANCE MOTION. IN ORDER FOR US TO HANDLE ALL OF THE POTENTIAL SEVERANCE ISSUES AT ONCE, THE COURT IS SETTING A DEADLINE OF 1/15/2016 FOR THE FILING OF ANY ADDITIONAL MOTIONS TO SEVER. IF NO NEW MOTIONS ARE FILED BY THAT DEADLINE, THE COURT WILL ASSUME THAT THOSE DEFTS ARE NOT OBJECTING TO THE GROUPING IN WHICH THEY HAVE BEEN PLACED AND THERE IS NO GOOD-FAITH BASIS TO REQUEST A SEVERANCE FROM THE OTHER DEFTS IN THEIR GROUPS. THE STATE WILL HAVE UNTIL FEB 5, 2016 TO RESPOND TO ALL MOTIONS THAT HAVE BEEN FILED AS WELL AS ALL LETTER CORRESPONDENCE OBJECTING TO THE GROUPINGS.ONCE THE

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date Docket Add Date

Judge

Event

PENDING MOTIONS ARE RESOLVED, THE ACTUAL TRIAL DATE FOR THOSE THAT REMAIN IN THE GROUPS WILL BE ESTABLISHED. JUDGE CARPENTER

25 02/09/2016 02/12/2016

LETTER FROM: IPEK K. MEDFORD, DAG. TO: MR. PATRICK COLLINS, ESQ. RE: STATE V. DAYMERE WISHER, I.D. NO. 1508021812.

IN RESPONSE TO YOUR LETTER DATED SEPTEMBER 8, 2015 THE STATE PROVIDES THE FOLLOWING.

THE DEFENDANT DID NOT MAKE A STATEMENT. CO-DEFENDANT STATEMENTS WERE PROVIDED IN THE STATE'S DISCOVERY PACKET DATED 11/5/15, ENCLOSED THEREIN WERE THE RECORDED STATEMENTS OF THE FOLLOWING CO-DEFENDANTS. \*\*\*\*SEE FILE FOR FULL LETTER\*\*\*

26

07/26/2016 08/02/2016

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 7/26/2016.

RE: DUE TO THE VOLUMINOUS AMOUNT OF DISCOVERY ITEMS TO BE PROVIDED IN THE ABOVE-CAPTIONED CASE, THE STATE IS PROVIDING THE BELOW LISTED DOCUMENTS TO YOU VIA DROPBOX:

IN REGARDS TO WILMINGTON POLICE DEPARTMENT COMPLAINT 30-13-008568:

- 1. CRIME SCENE VIDEO (CONTAINING 1 FILE);
- 2. CRIME SCENE PHOTOGRAPHS (141 TOTAL);
- 3. CRIME SCENE SKETCH (1 PAGE);...
- \*\*\* SEE FULL LETTER IN FILE \*\*\*

08/03/2016 27

08/03/2016

CARPENTER WILLIAM C JR.

LETTER FROM JUDGE CARPENTER TO COUNSEL

I HAVE RECENTLY REVIEWED THE TRANSCRIPTS OF THE HEARING HELD BACK IN MAY AND HAVE CONSIDERED THE VARIOUS MOTIONS TO SEVER WHICH HAVE BEEN FILED. AS A RESULT OF THIS REVIEW, THE COURT BELIEVES THE REAL ISSUE HERE IS NOT WHETHER DEFENDANTS WILL BE SEVERED OUT TO BE TRIED SEPARATELY BUT RATHER, WHICH WHOM EACH SHOULD BE GROUPED FOR TRIAL... IF A DEFENDANT IN GROUP TWO OR THREE HAS FILED A MOTION TO SEVER, THAT MOTION IS DENIED AT THIS TIME....FOR THE REASONS NOTED ABOVE, MR. HAWKES'S MOTION TO SEVER IS DENIED.

\*\*SEE FULL LETTER IN FILE\*\*

28 08/10/2016 08/12/2016

EMAIL FILED TO COUNSEL FROM T. WALLS-PULLING

REGARDING THE TRIAL SCHEDULED TO BEGIN ON 10/11/16, THERE ARE A FEW DAYS IN OCTOBER AND NOVEMBER WHEN THE TRIAL WILL NOT BE HELD OR WILL END EARLY. JUDGE CARPENTER WANTED YOU TO BE AWARE OF THEM SO YOU MAY PLAN ACCORDINGLY. HERE ARE THE DATES: 10/14 - NO TRIAL, 10/26 & 10/27 JUDICIAL RETREAT BEING HELD, 11/3 TRIAL WILL END EARLY FOR MANDATORY JUDGE MEETING IN KENT COUNTY SCHEDULED FOR 3 PM

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

No.

29

Event Date Docket Add Date

Judge

Event

08/11/2016 08/12/2016

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 8/10/2016.

RE: ENCLOSED PLEASE FIND ONE DISC CONTAINING THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

1. ONE COPY OF THE FORENSIC FIREARMS REPORT RELATED TO COMPLAINT 33-14-005650, PREPARED BY CARL RONE, FIREARMS AND TOOL MARK EXAMINER, OF THE DELAWARE STATE POLICE FORENSIC FIREARMS UNIT, DATED NOVEMBER 11, 2015 (28 PAGES)...

\*\*\* SEE FULL LETTER IN FILE \*\*

08/19/2016 08/26/2016 31

LETTER FROM: IPEK K. MEDFORD, ESQ. TO: PATRICK COLLINS, ESQ.

RE: STATE V. DAYMERE WISHER, I.D. NO. 1508021812.

MR. COLLINS:

ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCCOVERY ITEMS.

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

30

08/24/2016

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ

RE: LETTER DATED 8/23/16.

DUE TO THE AMOUNT OF CELL PHONE EXTRACTIONS AND FILES IN THE ABOVE-CAPTIONED CASE, THE STATE IS PROVIDING THE BELOW LISTED FOLDERS AND EXTRACTIONS TO YOU VIA DROPBOX:

- 1. "BRISCO, JOHN HTC PHONE DUMP" CONTAINING 1,894 IMAGES AND ONE EXTRACTION REPORT (277 PAGES);
- 2. "BRISCO, RAYMIRE" CONTAINING THE CELL PHONE EXTRACTION OF ONE(1) APPLE IPHONE 5C, SERIAL NUMBER: FCCNR1DEG07M, ALSO INCLUDING... \*\*\*SEE FULL LETTER IN FILE\*\*\*

08/24/2016 09/07/2016 32

ORDER: PROTECTIVE ORDER IS NECESSARY TO BALANCE THE STATE'S INTERESTS IN SAFEGUARDING THE IDENTITY OF ITS CIVILIAN WITNESSES WITH THE NEED TO PERMIT DEFTS' COUNSEL TO PREPARE EFFICIENTLY FOR TRIAL AND TO FURTHER ENCOURAGE THE EXCHANGE OF INFORMATION BETWEEN THE PARTIES THAT WOULD OTHERWISE NOT BE DISCOVERABLE PURSUANT TO S.C. CRIM RULE 16, (SEE FULL ORDER)

IT IS SO ORDERED BY JUDGE CARPENTER

09/01/2016 09/22/2016 36

LETTER FROM: PATRICK J. COLLINS, ESQ.

TO: THE HONORABLE WILLIAM C. CARPENTER, JR.

RE: STATE V. DAYMERE WISHER/ID NO. 1508021812.

DEAR JUDGE CARPENTER,

TODAY JUDGE DAVIS ENTERED AN ORDER DECLARING DAYMERE WISHER COMPETENT TO STAND TRIAL IN ID NO. 1406017459. AS SUCH, I PRESUME HE IS NOW

State of Delaware v. DAYMERE G WISHER

DOB: 10/13/1998

State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date

Docket Add Date

Judge

Event \_\_\_\_\_\_

COMPETENT FOR TMG CASE AS WELL. HOWEVER, I HAVE PROBLEMS WITH THE TRIAL DATE. \*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

09/02/2016 33

09/08/2016

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 9/2/2016.

RE: THE BELOW LISTED REDACTED TRANSCRIPTS ARE AVAILABLE VIA THE FOLLOWING DROPBOX LINK:

HTTPS://WWW.DROPBOX.COM...

1. WITNESS A, DATED 12/02/2014 (12 PAGES);

- 2. WITNESS B, DATED 02/27/2013 (5 PAGES);
- 3. WITNESS C, DATED 02/27/2013 (9 PAGES);
- 4. WITNESS D, DATED 01/26/2015 (7 PAGES)...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

09/12/2016 09/22/2016 37

LETTER FROM: PATRICK J. COLLINS, ESQ.

TO: IPEK MEFORD, DAG AND JOHN DOWNS, DAG.

RE: STATE V. DAYMERE WISHER, ID NO. 1508021812.

DEAR IPEK AND JOHN,

I AM WRITING ABOUT THE STATUS OF DISCOVERY AND OTHER DISCLOSURES IN THIS CASE.

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

34

09/14/2016 09/14/2016

OFFICE CONFERENCE PROCEEDING HELD BEFORE JUDGE CARPENER AND COUNSEL NEW TRIAL DATE 3/6/17, 4 WEEKS TRANSCRIPT SEALED

39 09/14/2016 09/23/2016

LETTER FROM: IPEK MEFORD, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 09/13/16.

RE: WITH REGARDS TO IDENTIFICATION OF RELEBANT EVIDENCE TO DEFENDANT WISHER, I AM DIRECTING YOU TO SOME, BUT NOT NECESSARILY ALL THE MATERIAL PERTINENT TO YOUR CLIENT. I HAVE LISTED FOR YOU BELOW SOME OF THE EVIDENCE THAT MAY BE RELEVANT TO DEFENDANT WISHER'S CASE AND IN TURN, YOUR PREPARATION. I ITALICIZE "SOME" SINCE THERE MAY BE OTHER MATERIALS THAT WE HAVE PROVIDED THAT YOU MIGHT BELIEVE TO BE RELEVANT. \*\*\*\* SEE FULL LETTER IN FILE \*\*\*\*

35 09/15/2016 09/15/2016

LETTER FROM: PATRICK COLLINS, ESQ. TO: JUDGE CARPENTER

RE: LETTER DATED 09/01/16

TODAY JUDGE DAVIS ENTERED AN ORDER DECLARING DAYMERE WISHER COMPETENT TO STAND TRIAL IN ID #1406017459. AS SUCH, I PRESUME HE IS NOW COMPETENT FOR THE TMG CASE AS WELL....

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date Docket Add Date

Judge

Event

\*\*\*SEE FULL LETTER IN FILE\*\*\*

09/19/2016 09/22/2016 38

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ

RE: LETTER DATED 9/16/16.

THE HEREIN PROVIDED DROPBOX LINK CONTAINS THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

1. THE LITIGATION PACKET FOR BODE CELLMARK FORENSICS' TESTING IN BODE CASE #CCC1547-0432, THE TESTED EVIDENCE RELATES TO WILMINGTON POLICE DEPARTMENT'S COMPLAINT NUMBERS: 30-15-003782, 30-14-035149, 30-15-005259, AND 30-15-56288. THE PROVIDED LITIGATION PACKET INCLUDES THE FOLLOWING DOCUMENTS...

\*\*\*SEE FULL LETTER IN FILE\*\*\*

09/26/2016 09/26/2016 40

CARPENTER WILLIAM C JR.

LETTER FROM: JUDGE CARPENTER TO: ALL COUNSEL OF RECORD

RE: LETTER DATED 09/23/16

ON SEPTEMBER 14, 2016, THE COURT HELD A CONFERENCE WITH COUNSEL FOR THE DEFENDANTS INITIALLY SCHEDULED TO BE IN THE FIRST TRIAL GROUPING SET FOR OCTOBER 11, 2016. BASED UPON INFORMATION PROVIDED TO THE COURT AT THAT CONFERENCE, THE TRIAL OF THE FIRST GROUP HAS BEEN POSTPONED TO MARCH 6, 2017....

\*\*\*SEE FULL LETTER IN FILE\*\*\*

10/03/2016 41

10/06/2016

LETTER FROM: IPEK MEDFORD, DAG TO: PATRICK COLLINS, ESQ

RE: LETTER DATED 10/3/16.

ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS: 1. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S LABORATORY REPORT NUMBER: 2015-01288-6, DATED SEPTEMBER 22, 2016 (13 PAGES);

- 2. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S LEAD REPORT FOR CASE ID NUMBER 281D-BA-6122070 (18 PAGES);
- 3. ONE(1) COPY OF THE FEDERAL BUREAU OF INVESTIGATION'S EVIDENCE DATA-LOADING FORM FOR CASE ID NUMBER 281D-BA-6122070 (6 PAGES)... \*\*\*SEE FULL LETTER IN FILE\*\*\*

42 10/10/2016

LETTER FROM: PATRICK J. COLLINS, ESQ. TO: IPEK MEDFORD, ESQ. RE: STATE V. DAYMERE WISHER, ID NO. 1508021812

DEAR IPEK,

I JUST RECEIVED YOUR LETTED DATED OCTOBER 3, 2016. ONCE AGAIN, IT IS A LETTER THAT DOES NOT IDENTIFY ANY ITEM OF DISCOVERY BY COMPLAINT NUMBER, REFERENCE TO ANY INCIDENT, OR ANY COUNT IN THE INDICTMENT. ON SEPTEMBER 12, I SENT YOU A LENGTHY LETTER RASING THE SAME ISSUE, AND GOING THROUGH EACH OF YOUR PRIOR LETTERS. APPARENTLY, MY LETTER DID NOT CHANGE ANYTHING.

\_\_\_\_\_\_

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

No.

Event Date Docket Add Date

Judge

Event

\*\*\*\*SEE FILE FOR FULL LETTER.\*\*\*\*

10/14/2016 10/27/2016 43

LETTER FROM: I.MEDFORD, DAG TO: P.COLLINS, ESQ.

LETTER DATED: 10/14/2016

RE: DEAR MR. COLLINS: I WRITED TO RESPOND TO YOUR MOST RECENT LETTER, DATED OCTOBER 13TH. ON SEPTEMBER 12TH THE STATE RECEIVED YOUR LETTER WHEREIN YOU COMPLAINED ABOUT YOUR DIFFICULTY IN EASILY DECIPHERING WHICH OF THE PROVIDED DISCOVERY ITEMS WERE RELEVANT TO YOUR CLIENT. ON SEPTEMBER 13TH THE STATE RESPONDED TO YOUR LETTER AND PROVIDED THEREIN A LIST OF SOME BUT NOT NECESSARILY ALL OF THE DISCOVERY ITEMS WHICH WERE SPECIFICALLY RELEVANT TO DAYMERE WISHER. IN FACT, THE STATE EVEN WENT SO FAR AS TO IDENTIFY FOR YOU THE REDACTED WITNESS TRANSCRIPTS RELEVANT TO DAYMERE WISHER'S CASE. TO DATE, EACH AND EVERY DISCOVERY PACKET YOU HAVE RECIEVED HAS INCLUDED AN OVERLY DETAILED LETTER PROVIDING YOU WITH A VERY EXTENSIVE DESCRIPTION OF EACH DISCOVERY ITEM BEING PROVIDED THEREIN. TO THAT POINT, ON JULY 26TH THE STATE PROVIDED YOU WITH AN ELEVEN-PAGE LETTER THAT DETAILED YOUR YOU EACH ITEM IT WAS PROVIDING TO YOU VIA A DROPBOX FOLDER, WHICH WAS ORGANIZED BY COMPLAINT NUMBER. EACH COMPLAINT FOLDER CONTAINS SOME BUT NOT NECESSARILY ALL OF THE ITEMS RELEVANT TO THAT COMPLAINT. ENCLOSED IS A SCREENSHOT OF THAT DROPBOX FOLDER AND A SCREENSHOT OF ONE OF THE COMPLAINT FOLDERS ONCE OPENED. THE STATE HAS NOT ONE PROVIDED YOU WITH AN "UNIDENTIFIED DISCOVERY DUMP." THIS CASE INVOLVES THE CHARGE OF GANG PARTICIPATION. IF YOU CANNOT IDENTIFY HOW A SPECIFIC ITEM IS ASSOCIATED TO THE CASE, PERHAPS IT GOES TOWARDS ELEMENTS IN THE CHARGE OF GANG PARTICIPATION. WE HAVE PROVIDED DISCOVERY BEYOND THAT WHICH IS REQUIRED. OBVIOUSLY, THIS IS A LARGE AND COMPLEX CASE AND THERE IS A LOT OF MATERIAL. WE IDENTIFY THE ITEMS BEING SENT AND IF POSSIBLE, A SPECIFIC POLICE COMPLAINT NUMBER TO WHICH IT RELATES. BUT THAT IS NOT ALWAYS POSSIBLE. IF YOU HAVE SPECIFIC CONCERNS ABOUT ITEMS THAT ARE SENT, THEN WE WOULD ATTEMPT TO ANSWER THOSE CONCERNS, IF POSSIBLE. HOWEVER, THE TONE IN WHICH YOUR LETTER IS WRITTEN IS NOT APPRECIATED. THE STATE SPENDS HOURS COLLECTING AND PROVIDING THE MATERIAL. WE IDENTIFY THE ITEMS BEING SENT. HOW THOSE ITEMS RELATE TO EACH DEFENDANT CAN BE ASSESSED THROUGH THE ITEM ITSELF (I.E. A DNA WITH SPECIFIFC DEFENDANTS NOTED) OR AS IT RELATES TO A SPECIFIC CRIME. SINCERELY YOURS,

IPEK MEDFORD

01/17/2017 01/23/2017 44

LETTER FROM: JOHN W. DOWNS, DAG TO: PATRICK COLLINS, ESQ.

LETTER DATED: 01/13/2017

RE: ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

DOB: 10/13/1998

State of Delaware v. DAYMERE G WISHER
State's Atty: IPEK K MEDFORD , Esq. AKA: DAYMERE WISHER
Defense Atty: PATRICK J COLLINS , Esq. DAYMERE WISHER

Event Date Docket Add Date

Judge

Event

1. ONE(1) CD CONTAINING THE 3/24/15 RECORDED STATEMENT OF CO-DEFENDANT ALEXANDER FITZGERALD; AND

2. ONE(1) CD CONTAINING THE FOLLOWING SUPPLEMENTAL FORENSIC FIREARMS REPORTS:

2A. ONE(1) COPY OF THE FORENSIC FIREARMS REPORT LAB #160999, DATED 1/26/16 (7 PAGES);...

\*SEE FULL LETTER IN FILE.

45

01/17/2017 01/23/2017

LETTER FROM: JOHN W. DOWNS, DAG TO: DANA REYNOLDS, ESQ.

LETTER DATED: 01/13/2017

RE: ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

1. ONE(1) CD CONTAINING THE 3/24/15 RECORDED STATEMENT OF CO-DEFENDANT ALEXANDER FITZGERALD; AND

2. ONE(1) CD CONTAINING THE FOLLOWING SUPPLEMENTAL FORENSIC FIREARMS REPORTS:

2A. ONE(1) COPY OF THE FORENSIC FIREARMS REPORT LAB #160999, DATED 1/26/16 (7 PAGES);...

\*\*\*SEE FULL LETTER IN FILE.

46 01/26/2017 01/27/2017

MOTION TO SEVER COUNTS 1-11 FILED.

BY PATRICK COLLINS, ESQ

REFERRED TO JUDGE CARPENTER ON 01/27/17

CARPENTER WILLIAM C JR. 01/30/2017 01/30/2017 47 LETTER FROM JUDGE CARPENTER TO JOHN DOWNS, ESQ & PATRICK COLLINS, ESQ MR. COLLINS FILED A MOTION TO SEVER COUNTS 1-11 ON BEHALF OF MR. WISHER. WHILE THE MOTION WAS FILED AFTER THE MOTION DEADLINE, I AM ASKING THE STATE TO RESPOND SO IT CAN BE RESOLVED PRIOR TO THE TRIAL SET FOR MARCH 6, 2017. THE COURT WOULD LIKE A RESPONSE FROM THE STATE BY FEBRUARY 10, 2017. THANK YOU. WCC.

> \*\*\* END OF DOCKET LISTING AS OF 02/01/2017 \*\*\* PRINTED BY: JDEFSEY

State of Delaware v. AQUANTAY GARNER

DOB: 03/18/1996

State's Atty: IPEK K MEDFORD , Esq. Defense Atty: PETER W VEITH , Esq.

AKA: AQUWANTAY R GARNER
AQUWANTAY R GARNER
AQUWANTY R GARNER
AQUENTAY GARNER

Co-Defendants: JACQUEZ ROBINSON , JACQUEZ ROBINSON

Co-Defendants: JOHN BRISCO , KADIR MCCOY

Co-Defendants: ALEXANDER FITZGERALD , RYLIER GRAYSON

Co-Defendants: RONALD MADDREY , RONALD MADDRAY Co-Defendants: AQUANTAY GARNER , RAYMIRE BRISCOE

Co-Defendants: JAYMERE WHITE , JOHN BRISCO

Co-Defendants: DAYMERE WISHER , RAYMIRE BRISCOE Co-Defendants: TYMERE RIGHTER , AQUANTAY GARNER

Co-Defendants: KADIR MCCOY , BRYANT HAWKES Co-Defendants: JACQUEZ ROBINSON , RANDY SCOTT

Co-Defendants: RONALD MADDREY , ALEXANDER FITZGERALD

Co-Defendants: DEJUAN ROBINSON , DEJUAN ROBINSON

Assigned Judge: CARPENTER WILLIAM C JR.

Charges: Count DUC# Crim.Action# Description Dispo. Dis				
DUC#	Crim.Action#	Description	Dispo.	Dispo. Date
1504005092	IN15040980	PROH FIREARM	NOLP	08/31/2015
1504005092	IN15081604	PFBPP PABPP	DISM	09/22/2015
1504005092	IN15081603	PROH FIREARM	NOLP	11/09/2015
1504005092	I	AGGR MENACING	NOLP	11/09/2015
1504005092	I	PFBPP PABPP	NOLP	11/09/2015
1504005092	IN15081622W	PFDCF	NOLP	11/09/2015
1504005092	IN15081623W	PROH FIREARM	NOLP	11/09/2015
1504005092	IN15081624W	GANG PARTICP.		11/09/2015
1504005092	IN15050995W	ATT MURDER 1ST		08/31/2015
1504005092	IN15050996W	PFDCF		08/31/2015
1504005092	IN15050997W	RECK END 1ST		08/31/2015
				08/31/2015
				08/31/2015
				08/31/2015
				08/31/2015
				08/31/2015
				09/22/2015
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				09/22/2015
				09/22/2015
				11/09/2015
				11/09/2015
				11/09/2015
				11/09/2015
1504005092	IN15081617	RECK END 1ST	NOLP	11/09/2015
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No.	Event Date Event	Docket Add Dat	ce	Judge		
1	04/21/2015  CASE ACCEPTED IN SUPERIOR COURT.  ARREST DATE: 04/08/2015  PRELIMINARY HEARING DATE: 042015  BAIL: CASH BAIL  CONDITION OF BAIL: NO CONTACT WITH VICTIMS DIRECT OR INDIRECT PRE-TRIAL SUPERVISION W/IN 24HRS.OF RELEASE  SUB.ABUSE EVLAUATION, NO ALCOHOL, URINE SCREENING, NO WEAPONS					
2	NO CONTACT WITH CITY OF WILMINGTON 04/27/2015 04/27/2015 TRANSCRIPT FILED. TRANSCRIPT OF PRELIMINARY HEARING - APRIL 20, 2015 BEFORE THE HONORABLE CARL C. DANBERG TANYA CONGO, COURT REPORTER					
3	06/04/2015 06/04/2015 MOTION TO DISMISS FILED. BY JOSEPH LEAGER, ESQ SCHED FOR 06/15/15 @1:30					
4	06/22/2015 06/29/2015 INDICTMENT, TRUE BILL FILED.NO 17 SCHEDULED FOR CASE REVIEW AND ARRAIGNMENT 08/10/2015 AT 9:00 06/23/2015 06/23/2015 MOTION TO DISMISS RULED AS MOOT. CASE INDICTED ON 06/22/15					
5	07/20/2015 SCHEDULING OF THE FOLLOWING (A) FIRST CAS	07/20/2015 RDER ISSUED G COURT DATES ARI SE REVIEW 08/10, SE REVIEW 10/26/2	/2015			
6	07/28/2015	07/28/2015 ED FOR 8/10/2015	CASE REVIEW.			

State of Delaware v. AQUANTAY GARNER DOB: 03/18/1996 State's Atty: IPEK K MEDFORD , Esq. AKA: AQUWANTAY R GARNER Defense Atty: AOUENTAY GARNER Event Date Docket Add Date Judge No. Event 08/10/2015 08/10/2015 CASE REVIEW CALENDAR - 10-C FILED BY GREG JOHNSON FOR PETER VEITH. 08/10/2015 08/10/2015 SILVERMAN FRED S CASE REVIEW & ARRAIGNMENT CALENDAR: SET FOR FINAL CASE REVIEW. DATE: 10/26/15 08/31/2015 09/01/2015 REINDICTMENT - TRUE BILL FILED.NO 100 ARRAIGNMENT 09/22/2015 AT 9:30 08/31/2015 09/09/2015 CASE CONSOLIDATED WITH: 1508021862 RULE 9 WARRANT ISSUED UNDER CASE#1508021862 08/31/2015 09/09/2015 CASE CONSOLIDATED WITH: 1505015608 09/04/2015 09/04/2015 JURDEN JAN R MEMORANDUM OF SPECIAL ASSIGNMENT FILED TO: JUDGE CARPENTER FROM: PRESIDENT JUDGE JURDEN THE ABOVE CRIMINAL CASES ARE SPECIALLY ASSIGNED TO YOU FOR ALL PURPOSES UNTIL FINAL DISPOSITION. THE ABOVE DEFENDANTS ARE CO-DEFTS WITH JOHN BRISCO 1502007987, RAYMIRE BRISCO 1505024834, ALEXANDER FITZGERALD 1503016511, KADIR MCCOY 1501018069, TYMERE RIGHTER 1508021828, DAYMERE WISHER 1508021812 09/09/2015 09/09/2015 10 MEMORANDUM FILED, CONSOLIDATION NOTICE FAXED TO CENTRAL RECORDS. 09/22/2015 09/22/2015 VAVALA MARK S ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY PETER VEITH, ESQ. VAVALA MARK S 09/22/2015 09/22/2015 BAIL REDISTRIBUTED. CASH BAIL 20,000.00 BAIL CONDITIONS REMAIN THE SAME. 09/22/2015 09/22/2015 VAVALA MARK S 11. COMMITMENT TO DEPARTMENT OF CORRECTION. BAIL REDISTRIBUTED. 12 10/21/2015 10/21/2015 EMAIL FILED FROM T. WALLS-PULLING TO COUNSEL RE: OFFICE CONFERNCE SCHEDULED FOR 11/16/2015 AT 1PM. PLEASE MARK YOUR CALENDARS. 14 11/06/2015 11/17/2015

LETTER FROM: IPEK MEDFORD, DAG TO: PETER VEITH, ESQ.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16, THE FOLLOWING

LETTER DATED: 11/5/2015.

State of Delaware v. AQUANTAY GARNER

DOB: 03/18/1996

State's Atty: IPEK K MEDFORD , Esq. AKA: AQUWANTAY R GARNER Defense Atty:

AQUENTAY GARNER

No.

Event Date Docket Add Date

Judge

Event

INFORMATION CONCERNING THE ABOVE CAPTIONED CASE IS BEING SUPPLIED. ENCLOSED PLEASE FIND 1 DISC LABELED "REDACTED POLICE REPORTS" CONTAINING THE FOLLOWING:

- WPD COMPLAINT NO. 30-13-008568...
- COMPLAINT NO. 30-14-035123...
- COMPLAINT NO. 30-14-035149...
- COMPLAINT NO. 30-14-059484...
- 13 11/09/2015

11/17/2015

REINDICTMENT - TRUE BILL FILED.NO 75

ARRAIGNMENT 12/01/2015 AT 9:30

16 11/12/2015 11/25/2015

LETTER FROM: IPEK MEDFORD, DAG, TO: THE HONORABLE WILLIAM CARPENTER, DATED 11/12/15.

RE: IN ANTICIPATION OF THE NOVEMBER 16, 2015 OFFICE CONFERENCE, THE STATE IS PROPOSING THE FOLLOWING TRIAL GROUPINGS:.....

\*\*\* SEE FULL LETTER IN FILE \*\*\*

24 11/12/2015 12/22/2015

LETTER FROM: IPEK MEDFORD, DAG TO: PETER VEITH, ESQ.

LETTER DATED: 11/10/2015.

RE: IN REGARDS TO THE ABOVE-CAPTIONED MATTERS, ENCLOSED PLEASE FIND THE FOLLOWING SUPPLEMENTAL DISCOVERY ITEMS:

- 1. 1 CERTIFIED COPY OF THE JUDGMENT IN A CRIMINAL CASE FOR FEDERAL CASE NUMBER 13-CR-00114-SLR, DEFENDANT BRYANT HAWKES (6 PAGES);
- 2. 1 DVD CONTAINING THE MVR OF RONALD MADDRAY'S 04/2015 ARREST BY ELSMERE POLICE DEPARTMENT; AND
- 3. 1 CD CONTAINING PHONE CONVERSATIONS BETWEEN RONALD MADDRAY AND... \*\*\* SEE FULL LETTER IN FILE \*\*\*

11/16/2015 11/17/2015 15

CARPENTER WILLIAM C JR.

CONFERENCE HELD BEFORE JUDGE CARPENTER. CASES ARE TO BE GROUPED AS FOLLOWS: GROUP 1: J. BRISCOE 1502007987, D. WISHER 1508021812, & K. MCCOY 1501018069. GROUP 2: R. BRISCOE 1505024834, J. WHITE 1508015000, & T. RIGHTER 1508021828. GROUP 3: A. FITZGERALD 1503016511, A. GARDNER 1504005092, & R. GRAYSON 1504005579. GROUP 4: R. MADDREY 1504004537, D. ROBINSON 1507017043, & J. ROBINSON 1411005041. GROUP 5: R. SCOTT 1508021944 & B. HAWKES 1508021938. JUDGE CARPENTER IS TO SET DEADLINES FOR MOTION TO SEVER FOR EACH GROUP AND ANY MOTIONS TO OBJECT TO THE GROUPING. ONCE GROUPS ARE FINALIZED,

TRIAL DATES AND OTHER DEADLINES ARE TO BE ESTABLISHED.

12/08/2015 21 11/16/2015

LETTER FROM: IPEK MEDFORD, DAG TO: PETER VEITH, ESQ.

LETTER DATED: 11/13/2015.

RE: ENCLOSED PLEASE FIND 1 DISC LABELED "PRISON MAIL 11/12/15" WHICH

State of Delaware v. AQUANTAY GARNER

DOB: 03/18/1996

State's Atty: IPEK K MEDFORD , Esq. AKA: AQUWANTAY R GARNER Defense Atty:

AOUENTAY GARNER

Event Date Docket Add Date

Judge

VAVALA MARK S

Event 

MAY HAVE BEEN INADVERTENTLY OMITTED FROM THE STATE'S DISCOVERY PACKET PROVIDED TO YOU ON NOVEMBER 5, 2015, AND WHICH WAS IDENTIFIED THEREIN AS "DISC NUMBER 15". THIS DISC IS LABELED "PRISON MAIL" AND CONTAINS REDATCED PRISON MAIL OF THE FOLLOWING DEFENDANTS:

A. BRISCO, JOHN

B. BRISCOE, RAYMIRE...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

CARPENTER WILLIAM C JR. 11/25/2015 11/30/2015 17 LETTER FROM JUDGE CARPENTER TO ALL COUNSEL OF RECORD RE: AT OUR CONFERENCE ON 11/16/2015, THE STATE DISCLOSED THE DEFENDANT GROUPINGS IT WOULD LIKE TEH COURT TO CONSIDER IN TRYING THE ABOVE-CAPITIONED MATTERS. THE COURT INDICATED IT WOULD SCHEDULE A DEADLINE FOR OBJECTIONS TO THE INCLUSION OF A PARTICULAR DEFENDANT IN A GROUPING AND THAT THE DEADLINE WOULD BE 12/18/2015. IF YOU HAVE NOT FILED AN OBJECTION BY THAT DATE, THE COURT WILL ASSUME YOU ARE SATISFIED WITH THE STATES PROPOSED GROUPING OF YOUR DEFENDANT. OBVIOUSLY IF YOU OBJECT, PLEASE ARTICULATE THE REASON WHY AND BE

PRECISE AS POSSIBLE, RECOGNIZING THAT DISCOVERY HAS ONLY RECENTLY BEEN PROVIDED. ONCE THE GROUPINGS ARE ESTABLISHED, THE COURT WILL BEGIN THE PROCESS OF ASSIGNING TRIAL DATES. 12/01/2015 12/01/2015 VAVALA MARK S

302,000.00

ARRAIGNMENT CALENDAR - DEFENDANT WAIVED READING; ENTERED PLEA OF NOT GUILTY; JURY TRIAL DEMANDED BY PETER VEITH, ESQ.

12/01/2015 12/01/2015 BAIL MODIFIED. BAIL NOW SET AT

CASH BAIL

BAIL CONDITIONS REMAIN THE SAME.

VAVALA MARK S 12/01/2015 12/01/2015 18 COMMITMENT TO DEPARTMENT OF CORRECTION. BAIL IS SET AT \$302,000 CASH.

12/01/2015 12/01/2015 VAVALA MARK S 19 RELEASE FILED AND FAXED ON ALL PREVIOUSLY NOLLE PROSSED CHARGES. DEFENDANT HELD ON OTHER CHARGES.

12/03/2015 12/03/2015 20 REVISED COMMITMENT TO DEPARTMENT OF CORRECTION. BAIL SET IN THE AMOUNT OF \$302,000 CASH.

12/16/2015 12/22/2015 22

LETTER FROM: IPEK MEDFORD, DAG TO: PETER VEITH, ESQ.

LETTER DATED: 12/16/2015.

RE: PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16(A)(1)(E), ENCLOSED PLEASE FIND 1 COPY OF EACH OF THE BELOW LISTED SUPPLEMENTAL ITEMS PREPARED IN CONNECTION WITH THE ABOVE REFERENCED CASE BY RJ LEE GROUP: 1. 1 REDACTED COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO

State of Delaware v. AQUANTAY GARNER

DOB: 03/18/1996

State's Atty: IPEK K MEDFORD , Esq. AKA: AQUWANTAY R GARNER Defense Atty:

AQUENTAY GARNER

Event Date Docket Add Date

Judge

Event

COMPLAINT NO. 30-15-7520...

2. 1 COPY OF THE RJ LEE GUNSHOT RESIDUE ANALYSIS RELATED TO COMPLAINT NO. 30-15-38102...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

12/22/2015 12/22/2015 23

MOTION TO SEVER CO-DEFENDANT'S FILED.

BY PETER VEITH, ESQ

REFERRED TO JUDGE CARPENTER ON 12/22/15

12/29/2015 12/31/2015 25

CARPENTER WILLIAM C JR.

LETTER TO COUNSEL FROM JUDGE CARPENTER ON 11/24/2015, THE COURT SET A DEADLINE OF 12/18 FOR COUNSEL TO RESPOND AS TO WHETHER THERE WERE ANY OBJECTIONS TO THE GROUPINGS THAT THE STATE HAD PROPOSED IN ITS LETTER OF 11/12/2015. IN RESPONSE TO THE LETTER, THE COURT RECEVIED LETTERS FROM BRIAN JORDAN, ESQ ON BEHALF OF BRYANT HAWKES AND DANA REYNOLDS, ESQUIRE ON BEHALF OF RANDY SCOTT INDICATING THEIR OBJECTIONS TO THE GROUPINGS THAT HAVE BEEN MADE. WHILE NEITHER FILED FORMAL MOTIONS TO SEVER, THEIR LETTERS WOULD APPEAR TO INDICATE THEY WILL BE ASKING FOR SEVERANCE OF THEIR CLIENTS CASES FROM THE LARGER INDICTMENT. THE COURT HAS RECEIVED MOTIONS TO SEVER FROM ROBERT VRANA, ESQ ON BEHALF OF RONALD MADDREY, PETER VEITH, ESQUIRE ON BEHALF OF AQUANTAY GARDENER AND GERALD HAGER, ESQ ON BEHALF OF JAYMERE WHITE, ALL REQUESTING SEVERANCE OF THEIR CLIENTS CASES FROM THE GROUPING AND TO ALLOW THEIR CASES TO BE TRIED SEPARATELY.

SINCE THE COURT'S PREVIOUS LETTER ONLY REQUESTED AN INDICATION WHETHER COUNSEL OBJECTED TO THE PARTICULAR GROUPINGS, IT DID NOT SET A DEADLINE FOR AN ACTUAL SEVERANCE MOTION. IN ORDER FOR US TO HANDLE ALL OF THE POTENTIAL SEVERANCE ISSUES AT ONCE, THE COURT IS SETTING A DEADLINE OF 1/15/2016 FOR THE FILING OF ANY ADDITIONAL MOTIONS TO SEVER. IF NO NEW MOTIONS ARE FILED BY THAT DEADLINE, THE COURT WILL ASSUME THAT THOSE DEFTS ARE NOT OBJECTING TO THE GROUPING IN WHICH THEY HAVE BEEN PLACED AND THERE IS NO GOOD-FAITH BASIS TO REQUEST A SEVERANCE FROM THE OTHER DEFTS IN THEIR GROUPS. THE STATE WILL HAVE UNTIL FEB 5, 2016 TO RESPOND TO ALL MOTIONS THAT HAVE BEEN FILED AS WELL AS ALL LETTER CORRESPONDENCE OBJECTING TO THE GROUPINGS.ONCE THE PENDING MOTIONS ARE RESOLVED, THE ACTUAL TRIAL DATE FOR THOSE THAT REMAIN IN THE GROUPS WILL BE ESTABLISHED.

JUDGE CARPENTER

27 02/05/2016 02/10/2016

STATE'S RESPONSE TO DEFENDANT'S MOTION TO SEVER.

REFERRED TO JUDGE CARPENTER

28 02/09/2016 02/11/2016

State of Delaware v. AQUANTAY GARNER

DOB: 03/18/1996

State's Atty: IPEK K MEDFORD , Esq. AKA: AQUWANTAY R GARNER

AOUENTAY GARNER

Defense Atty:

No.

Event Date Event

Docket Add Date

Judge

LETTER FROM: IPEK K. MEDFORD, DAG. TO: MR. PETER VEITH, ESQ.

RE: STATE V. AQUANTAY GARNER, I.D. NO. 1504005092

DEAR MR. VEITH:

IN RESPONSE TO YOUR LETTER DATED SEPTEMBER 29, 2015 THE STATE PROVIDES THE FOLLOWING:

THE DEFENDANT'S RECORDED STATEMENT WAS PROVIDED TO YOU ON 7/28/15 AND AGAIN IN THE STATE'S DISCOVERY PACKET DATE 11/5/15.

ALSO PROVIDED THERIN WERE THE RECORDED STATEMENTS OF THE FOLLOWING CO-DEFENDANTS.

\*\*\*\*SEE FILE FOR FULL LETTER\*\*\*\*

02/14/2016 02/04/2016 26

DEFENDANT'S LETTER FILED.

LETTER TO COUNSEL REQUESTING DISCOVERY

29 02/29/2016 03/14/2016

DEFENDANT'S LETTER FILED.

(CC) LETTER TO COUNSEL

03/17/2016 30

03/17/2016

MOTION TO SUPPRESS FILED BY PETER VEITH, ESQ

\*\*\*DENIED BY JUDGE CARPENTER ON 05/26/16\*\*\*

04/04/2016 31

04/04/2016

ORDER GRANTED: STATE'S RESPONSE DATE FOR MOTION TO SUPPRESS.

GOOD MORNING YOUR HONOR,

THE STATE IS IN RECEIPT OF DEFENDANT GARNER'S MOTION TO SUPPRESS. WE HAVE SPOKEN TO MR. VEITH AND WITH HIS AGREEMENT, WOULD LIKE TO RESPECTFULLY REQUEST A RESPONSE DATE OF APRIL 29TH, 2016. -IPEK MEDFORD

THAT IS FINE.... THE COURT APPRECIATE COUNSEL'S COOPERATION (WCC)

32

04/05/2016 04/21/2016

LETTER FROM: IPEK MEDFORD, DAG TO: PETER VEITH, ESQ.

LETTER DATED: 4/5/2016.

RE: IN RESPONSE TO YOUR LETTER DATED MARCH 1, 2016, THE STATE PROVIDES THE FOLLOWING:

- 1. WITNESS 3 IS VICTIM 2 AND WITNESS 4 IS VICTIM 1
- 2. ENCLOSED PLEASE FIND ONE REDACTED COPY OF THE LINE-UP SHOWN TO V2/ W3 ON 5/15/2016 (1 PAGE).
- 3. THE WARRANT IN QUESTION IS THE ARREST WARRANT AND NOT A SEARCH WARRANT...

\*\*\* SEE FULL LETTER IN FILE \*\*\*

33

04/28/2016 05/02/2016

STATE'S RESPONSE TO DEFT'S MOTION TO SUPPRESS

FILED BY: IPEK MEDFORD AND JOHN DOWNS

REFERRED TO JUDGE CARPENTER ON 5/2/2016

State of Delaware v. AQUANTAY GARNER

DOB: 03/18/1996

State's Atty: IPEK K MEDFORD , Esq. AKA: AQUWANTAY R GARNER

AQUENTAY GARNER

Defense Atty:

Event

No. Event Date Docket Add Date

Judge

04/28/2016 05/06/2016

LETTER FROM: IPEK K. MEDFORD, DAG. TO: PETER W. VEITH, ESQ.

RE: STATE V. AQUANTAY GARNER, I.D. NO. 1504005092.

LETTER DATED APRIL 28, 2016.

DEAR MR. VEITH:

ENCLOSED PLEASE FIND ONE(1) COPY OF THE STATE'S RESPONSE TO THE DEFENDANT'S MOTION TO SUPPRESS (31).

SINCERELY,

IPEK K. MEDFORD

DEPUTY ATTORNEY GENERAL

34 04/29/2016 05/02/2016

ORDER: NOW, TO WIT, THIS 29TH DAY OF APRIL, 2016. PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16(D)(1), UPON GOOD CAUSE SHOWN THAT A PROTECTIVE ORDER IS NECESSARY TO BALANCE THE STATE'S INTERESTS IN SAFEGUARDING THE IDENTITY OF ITS CIVILIAN WITNESS WITH THE NEED TO PERMIT DEFENDANT'S COUNSEL TO PREPARE EFFICIENTLY FOR TRIAL AND TO FURTHER ENCOURAGE THE EXCHANGE OF INFORMATION BETWEEN THE PARTIES THAT WOULD OTHERWISE NOT BE DISCOVERABLE PURSUANT TO SUPERIOR COURT CRIMINAL RULE 16, IT IS HEREBY ORDERED THAT COUNSEL FOR THE DEFENDANT SHALL BE...

\*\*\*SEE FULL LETTER IN FILE\*\*\*

36

05/24/2016

LETTER FROM: IPEK MEDFORD, DAG, TO: PETER VEITH, ESQ, DATED 5/17/16. RE: I AM WRITING IN RESPONSE TO YOUR LETTER DATED APRIL 11, 2016. BELOW ARE THE RESPONSES TO YOUR SPECIFIC QUESTIONS:

- 1. THE CELL PHONES SEIZED DURING THE KIRKWOOD STREET WARRANT WERE NOT ANALYZED. WILMINGTON POLICE OFFICERS TRIED TO PROCESS THE PHONES BUT WERE NOT SUCCESSFUL.
- 2. PURSUANT TO THE ATTACHED PROTECTIVE ORDER SIGNED BY JUDGE CARPENTER I AM PROVIDING BELOW THE NAMES AND CONTACT INFORMATION FOR THE TWO WITNESSES YOU REFERED TO IN YOUR LETTER:....

\*\* SEE FULL LETTER IN FILE \*\*

39

05/25/2016 06/01/2016

LETTER FROM: PETER W. VEITH, ESQ. TO: THE HONORABLE WILLIAM C.

TO: THE HONORABLE WILLIAM C. CARPENTER, JR.

RE: STATE V. AQUANTAY, I.D. NOS.: 1504005092.

DEAR JUDGE CARPENTER:

PLEASE FIND ENCLOSED A COURTESY COPY OF THE DEFENDANT'S DVD RECORDED STATEMENT TAKEN BY DETECTIVE BARNES ON APRIL 8, 2015. PLEASE CONTACT MY OFFICE SHOULD YOUR HONOR NEED ANY ADDITIONAL INFORMATION.

RESPECTFULLY SUBMITTED,

PETER W. VEITH, ESQ.